

**2023 SENATE APPROPRIATIONS**

**SB 2016**



**Department 540 - Adjutant General, including  
the National Guard and Department of Emergency Services  
Senate Bill No. 2016**

**Executive Budget Comparison to Base Level**

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
2023-25 Executive Budget	\$29,402,040	\$223,448,843	\$252,850,883
2023-25 Base Level	22,882,232	135,478,358	158,360,590
Increase (Decrease)	\$6,519,808	\$87,970,485	\$94,490,293

**Selected Budget Changes Recommended in the Executive Budget**

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
1. Adds funding for state employee salary and benefit increases, of which \$2,721,150 is for salary increases and \$1,069,882 is for health insurance increases	\$1,298,082	\$2,492,950	\$3,791,032
2. Adds 6 FTE positions for a watch center, of which \$1,233,992 is for salaries and wages and \$234,600 is for ongoing operating expenses	\$1,468,592	\$0	\$1,468,592
3. Adds 3 FTE positions for the Dickinson Readiness Center, of which \$612,348 is for salaries and wages and \$354,000 is for ongoing operating expenses	\$489,674	\$476,674	\$966,348
4. Adds funding for disaster grants, of which \$23,245,722 is from federal funds and \$1,986,689 is from special funds	\$0	\$25,232,411	\$25,232,411
5. Adds funding from federal funds for homeland security grants to provide a total of \$27,875,692	\$0	\$13,240,000	\$13,240,000
6. Adds <b>one-time funding</b> from the legacy earnings fund for a military museum	\$0	\$20,000,000	\$20,000,000
7. Adds <b>one-time funding</b> for the Dickinson Readiness Center from the strategic investment and improvements fund	\$0	\$10,000,000	\$10,000,000
8. Adds <b>one-time funding</b> for Camp Grafton, of which \$9 million is for a fitness facility from the legacy earnings fund and \$6 million is for training center billets from the strategic investment and improvements fund	\$0	\$15,000,000	\$15,000,000
9. Adds <b>one-time funding</b> from federal homeland security funds for statewide interoperable radio network equipment	\$0	\$2,700,000	\$2,700,000

A summary of the executive budget changes to the agency's base level appropriations is attached as an appendix.

A copy of the draft appropriations bill containing the executive budget recommendations is attached as an appendix.

**Selected Bill Sections Recommended in the Executive Budget**

**Veterans' Cemetery maintenance fund** - Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to North Dakota Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.

**Maintenance and repairs** - Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.

**Exemption - Computer-aided dispatch equipment** - Section 5 would provide that any unexpended funds from the strategic investment and improvements fund, appropriated for computer-aided dispatch equipment for the 2019-21 biennium continued into the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Tuition, recruiting, and retention** - Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Fraine Barracks automation system** - Section 7 would provide that \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Dickinson Readiness Center** - Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Communication bridge training site** - Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Camp Grafton expansion** - Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and the strategic investment and improvements fund appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - COVID-19 response line** - Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - American Rescue Plan Act** - Sections 14 and 15 would provide that any unexpended funds from the federal American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and of enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Transfer of legacy earnings fund** - Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General. This is one-time funding for the 2023-25 biennium.

**Transfer of strategic investment and improvements fund** - Section 17 would transfer \$16 million from the strategic investment and improvements fund, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General. This is one-time funding for the 2023-25 biennium.

**Camp Grafton expansion** - Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.

**North Dakota military museum** - Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.

**Appropriation - Transfer to Veteran's Cemetery trust fund** - Section 20 would provide for the transfer of \$26,656 from unexpended funds available for the payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.

### **Continuing Appropriations**

**National Guard emergency fund** - Section 37-01-04.1 - This fund allows the National Guard to respond to state emergencies.

**National Guard military grounds fund** - Section 37-03-13 - This fund is used for collection rental revenues to be used for purchasing military training grounds.

**Veterans' Cemetery maintenance fund** - Section 37-03-14 - This fund is used to support the operations of the Veterans' Cemetery. The fund receives \$5 from the issuance of each veteran's license plate, grave opening and closing fees, and private and federal funds for the operation of the Veterans' Cemetery.

**Veterans' Cemetery trust fund** - Section 39-04-10.10 - This fund receives \$5 from the issuance of each veteran's license plate and donations. The interest in the fund is to be deposited in the Veterans' Cemetery maintenance fund for the purpose of providing funding for salaries and maintenance at the cemetery.

### **Deficiency Appropriations**

The executive budget recommendation includes a deficiency appropriation of \$14,556,524 from the general fund to repay Bank of North Dakota loans for the state's share of disaster costs (\$904,203) and law enforcement costs relating to unlawful activity associated with the construction of the Dakota Access Pipeline (\$13,652,321).

### **Significant Audit Findings**

There were no significant audit finds for this agency.

### **Major Related Legislation**

**House Bill No. 1053** - Relates to burn restrictions.

**House Bill No. 1069** - Relates to pay and benefits received by National Guard members.

**House Bill No. 1070** - Relates to the establishment and administration of a hazard mitigation revolving loan fund.

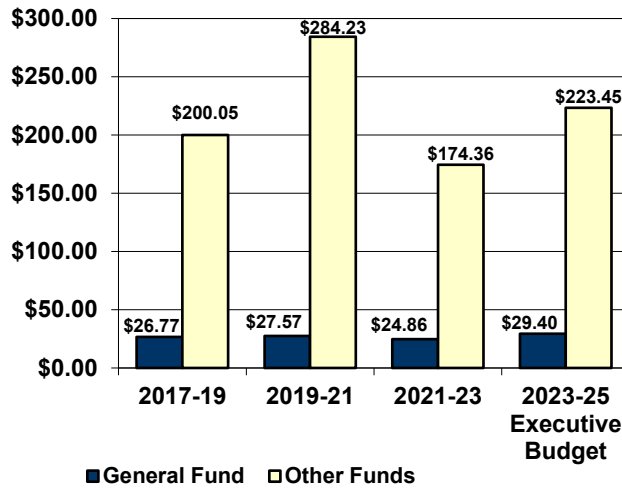
**House Bill No. 1071** - Relates to local and regional emergency management organizations.

**House Bill No. 1098** - Relates to the enforcement and penalties of communities that fail to adopt or enforce floodplain management ordinances as required under the National Flood Insurance Program.

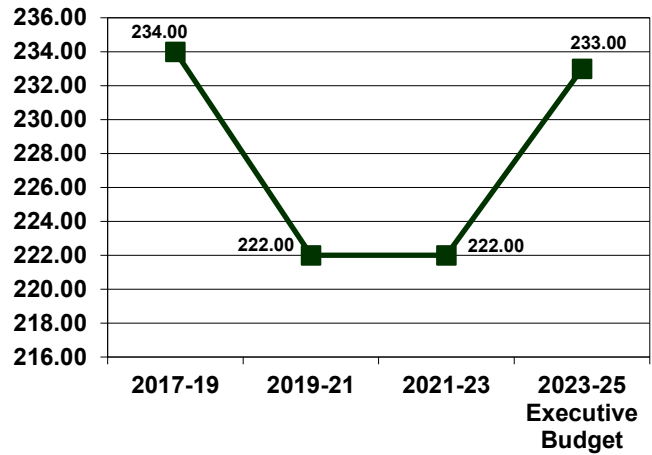
# Historical Appropriations Information

## Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



### Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
Ongoing general fund appropriations	\$29,096,100	\$25,886,422	\$27,390,197	\$22,882,232	\$28,642,040
Increase (decrease) from previous biennium	N/A	(\$3,209,678)	\$1,503,775	(\$4,507,965)	\$5,759,808
Percentage increase (decrease) from previous biennium	N/A	(11.0%)	5.8%	(16.5%)	25.2%
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	(11.0%)	(5.9%)	(21.4%)	(1.6%)

### Major Increases (Decreases) in Ongoing General Fund Appropriations

#### 2017-19 Biennium

1. Reduced funding for operating expenses (\$2,307,572)
2. Increased funding for recruitment \$100,000
3. Reduced funding for National Guard armory grants (\$190,961)
4. Removed funding for mortuary response training (\$191,900)
5. Reduced funding for the reintegration program (\$716,075)

#### 2019-21 Biennium

1. Removed 9 FTE positions, including 4 communications specialists, 1 geographic information systems specialist, 1 carpenter, 1 security officer, and 2 veterans benefits specialists (\$1,017,146)
2. Increased funding for National Air Guard and Army Guard contract operating expenses \$475,000
3. Reduced funding for operating expenses, including information technology, travel, utilities, repairs, miscellaneous supplies, and professional services (\$939,727)
4. Increased funding for National Guard tuition assistance, to provide a total of \$4,617,500 \$2,000,000

#### 2021-23 Biennium

1. Transferred maintenance of State Radio towers to the Information Technology Department (\$1,858,240)
2. Removed 2 FTE positions, including a facility services position and reintegration program position (\$476,508)
3. Reduced funding for tuition assistance to provide a total of \$3,042,235 (\$1,739,837)
4. Reduced funding for the National Guard (\$808,320)

#### 2023-25 Biennium (Executive Budget Recommendation)

1. Adds 6 FTE positions for a watch center, of which \$1,233,992 is for salaries and wages and \$234,600 is for ongoing operating expenses \$1,468,592

- 2. Adds 3 FTE positions for the Dickinson Readiness Center, of which \$306,174 is for salaries and wages and \$183,500 is for ongoing operating expenses \$489,674
- 3. Adds 1 FTE for State Radio \$153,274
- 4. Adjusts funding for State Radio FTE cost to continue \$168,286
- 5. Adds funding for maintenance and repairs to provide a total of \$15,154,053 \$1,500,000
- 6. Adds funding for increase in armory rent \$374,776
- 7. Adds funding for increased information technology unification costs \$156,000

**One-Time General Fund Appropriations**

	<b>2015-17</b>	<b>2017-19</b>	<b>2019-21</b>	<b>2021-23</b>	<b>2023-25 Executive Budget</b>
One-time general fund appropriations	\$1,844,672	\$887,823	\$181,000	\$1,980,000	\$760,000

**Major One-Time General Fund Appropriations**

**2017-19 Biennium**

- 1. Repayment of the Bank of North Dakota loans for disaster costs \$887,823

**2019-21 Biennium**

- 1. Information technology upgrades \$181,000

**2021-23 Biennium**

- 1. Camp Grafton expansion \$1,750,000
- 2. Emergency response equipment and supplies \$100,000

**2023-25 Biennium (Executive Budget Recommendation)**

- 1. State Radio console replacement \$300,000
- 2. Dickinson Readiness Center \$300,000
- 3. Retirement packages for retirees \$100,000
- 4. Minot hangar purchase \$60,000

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	<b>Executive Budget Recommendation</b>			
	<b>FTE Positions</b>	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590
<b>2023-25 Ongoing Funding Changes</b>				
Costs to continue salary increase		\$91,390	\$194,853	\$286,243
Salary increase		965,608	1,755,542	2,721,150
Health insurance increase		332,474	737,408	1,069,882
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	489,674	476,674	966,348
Adds 1 FTE general trades maintenance worker position	1.00	6,032	6,032	12,064
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0
Adds funding for information technology rate increase		8,787	18,670	27,457
Transfers funding between line items			(1)	(1)
Adds funding for increase in armory rent		374,776		374,776
Adds funding for Civil Air Patrol 3% operating costs increase		4,915		4,915
Adds funding for state active duty training funds		40,000		40,000
Adds funding for maintenance and repairs		1,500,000		1,500,000
Adds funding for increased IT unification costs		156,000		156,000
Removes ongoing funding for federal equipment			(660,000)	(660,000)
Adds funding for homeland security grants			13,240,000	13,240,000
Adjusts funding for disaster grants			22,732,411	22,732,411
<b>Total ongoing funding changes</b>	<b>11.00</b>	<b>\$5,759,808</b>	<b>\$38,435,485</b>	<b>\$44,195,293</b>
<b>One-time funding items</b>				
Adds one-time funding for retirement payouts		\$100,000	\$175,000	275,000
Adds one-time funding for statewide interoperable radio network			2,700,000	2,700,000
Adds one-time funding for a Camp Grafton fitness facility project			9,000,000	9,000,000
Adds one-time funding for a Camp Grafton training center billets			6,000,000	6,000,000
Adds one-time funding for a military museum project			20,000,000	20,000,000
Adds one-time funding for the Dickinson Readiness Center		300,000	10,000,000	10,300,000
Adds one-time funding for a Minot hangar purchase		60,000		60,000
Adds one-time funding for the federal Safeguarding Tomorrow			1,000,000	1,000,000
Adds one-time funding for the replacement of State Radio consoles		300,000		\$300,000
Adds one-time funding for disaster response equipment			660,000	660,000
<b>Total one-time funding changes</b>	<b>0.00</b>	<b>\$760,000</b>	<b>\$49,535,000</b>	<b>\$50,295,000</b>
<b>Total Changes to Base Level Funding</b>	<b>11.00</b>	<b>\$6,519,808</b>	<b>\$87,970,485</b>	<b>\$94,490,293</b>
<b>2023-25 Total Funding</b>	<b>233.00</b>	<b>\$29,402,040</b>	<b>\$223,448,843</b>	<b>\$252,850,883</b>
<i>Federal funds included in other funds</i>			<i>\$163,359,085</i>	
<i>Total ongoing changes as a percentage of base level</i>	<i>5.0%</i>	<i>25.2%</i>	<i>28.4%</i>	<i>27.9%</i>
<i>Total changes as a percentage of base level</i>	<i>5.0%</i>	<i>28.5%</i>	<i>64.9%</i>	<i>59.7%</i>

**Other Sections in Adjutant General - Budget No. 540**

	<b>Executive Budget Recommendation</b>
Veterans' Cemetery maintenance fund	Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Maintenance and repairs	Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.

## Other Sections in Adjutant General - Budget No. 540

	<u>Executive Budget Recommendation</u>
Exemption - Computer-aided dispatch equipment	Section 5 would provide that any unexpended funds from the strategic investment and improvements fund, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Tuition, recruiting, and retention	Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Fraine Barracks automation system	Section 7 would provide that \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Communication bridge training site	Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and the strategic investment and improvements fund appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - American Rescue Plan Act	Sections 14 and 15 would provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Transfer of legacy earnings fund	Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General.
Transfer of strategic investment and improvements fund	Section 17 would transfer \$16 million from the strategic investment and improvements fund, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General.
Camp Grafton expansion	Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.
North Dakota military museum	Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.

**Other Sections in Adjutant General - Budget No. 540**

Transfer to Veterans' Cemetery trust fund

**Executive Budget Recommendation**

Section 20 would provide for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.

**SENATE BILL NO. 2016**  
**(Governor's Recommendation)**

Introduced by

Appropriations Committee

(At the request of the Governor)

A bill for an Act to provide an appropriation for defraying the expenses of the office of adjutant general; to provide exemptions; and to declare an emergency.

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

**SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the office of the adjutant general for the purpose of defraying the expenses of that agency, for the biennium beginning July 1, 2023 and ending June 30, 2025, as follows:

Subdivision 1.

NATIONAL GUARD

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$ 7,150,489	\$ 863,887	\$ 8,014,376
Operating Expenses	3,048,313	251,148	3,299,461
Capital Assets	224,046	47,700,000	47,924,046
Grants	210,916	374,776	585,692
Civil Air Patrol	309,125	80,188	389,313
Tuition, Recruiting, and Retention	3,042,235	0	3,042,235
Air Guard Contract	8,490,161	462,390	8,952,551
Army Guard Contract	48,203,473	4,141,275	52,344,748
Veterans' Cemetery	1,325,998	83,119	1,409,117
Reintegration Program	<u>925,524</u>	<u>(1,830)</u>	<u>923,694</u>
Total All Funds	\$72,930,280	\$53,954,953	\$126,885,233
Less Estimated Income	<u>56,326,564</u>	<u>50,215,365</u>	<u>106,541,929</u>
Total General Fund	\$16,603,716	\$ 3,739,588	\$20,343,304

Subdivision 2.

DIVISION OF EMERGENCY SERVICES

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and Wages	\$12,232,240	\$ 2,870,619	\$15,102,859
Operating Expenses	6,502,334	1,313,233	7,815,567
Capital Assets	0	960,000	960,000
Grants	14,550,000	13,240,000	27,790,000
Disaster Costs	<u>48,985,736</u>	<u>25,311,488</u>	<u>74,297,224</u>
Total All Funds	\$82,270,310	\$ 43,695,340	\$125,965,650
Less Estimated Income	<u>75,991,794</u>	<u>40,915,120</u>	<u>116,906,914</u>
Total General Fund	\$ 6,278,516	\$ 2,780,220	\$9,058,736



Subdivision 3.

BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand Total General Fund	\$ 22,882,232	\$6,519,808	\$ 29,402,040
Grant Total Special Funds	<u>132,318,358</u>	<u>91,130,485</u>	<u>223,448,843</u>
Grant Total All Funds	\$155,200,590	\$97,650,293	\$252,850,883
Full-Time Equivalent Positions	222.00	11.00	233.00

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-EIGHTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
NDNG Andover Upgrade	\$320,000	\$ 0
ND Operations, Maintenance and Repair	1,000,000	0
Fargo Readiness Center Equipment	100,000	0
Dickinson Readiness Center	15,500,000	10,300,000
Line of Command Bridge Training Site	6,000,000	0
Emergency Response Equipment	660,000	660,000
Wildfire Loan Authority	2,500,000	0
DES Consumables	100,000	0
Hangar Purchase in Minot	0	60,000
State Radio Consoles	0	300,000
Leave Retirement Payout	0	275,000
SIRN Equipment	0	2,700,000
Camp Grafton Training Facility	0	9,000,000
Camp Grafton Billets	0	6,000,000
Storm Act	0	1,000,000
Military Museum	<u>0</u>	<u>20,000,000</u>
Total All Funds	\$26,180,000	\$50,295,000
Total Special Funds	<u>25,950,000</u>	<u>49,535,000</u>
Total General Fund	\$ 230,000	\$ 760,000

The 2023-25 one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The adjutant general shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 3. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.** In addition to the amount appropriated to the adjutant general in the veterans' cemetery line item in subdivision 1 of section 1 of this Act, there is appropriated any additional funds which are received and deposited in the veterans' cemetery maintenance fund pursuant to sections 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 4. MAINTENANCE AND REPAIRS - TRANSFERS.** The adjutant general may transfer to the operating expenses and capital assets line items contained in section 1 of this Act up to the sum of \$500,000 from the various other line items contained in section 1 of this Act, as determined necessary by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2023 and ending June 30, 2025. Any amounts transferred pursuant to this section must be reported to the director of the office of management and budget.

**SECTION 5. EXEMPTION.** Any amounts carried over from the strategic investment and improvements fund pursuant to section 12 of chapter 16 of the 2021 Session Laws which are unexpended as of June 30, 2023, are not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for computer-aided dispatch equipment during the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 6. EXEMPTION.** The amount appropriated in the tuition, recruiting, and retention line item in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws is not subject to section 54-44.1-11, and any

unexpended funds from this appropriation may be used to provide tuition assistance, recruiting and retention incentives to eligible current and former members of the North Dakota national guard during the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 7. EXEMPTION.** The amount of \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the automation system project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. EXEMPTION.** The amount of \$15,500,000 of federal funds appropriated for the construction of the Dickinson Readiness Center in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the Dickinson Readiness Center project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 9. EXEMPTION.** The amount of \$6,000,000 of federal funds appropriated for the line of communication bridge training site in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the line of communication bridge project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 10. EXEMPTION.** Any amounts carried over from the National Guard training area and facility development trust fund and the strategic investment and improvements fund pursuant to section 3 and section 14 of chapter 16 of the 2021 Session Laws for the Camp Grafton expansion is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used to continue forward with expansion of Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 11. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 12. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 13. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to emergency commission approval of request number 2047 on September 10, 2021 is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 14. EXEMPTION.** Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 24 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of replacing the state active-duty software and maintenance during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 15. EXEMPTION.** Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 31 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of enhancing housing at Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 16. TRANSFER – LEGACY EARNINGS FUND – ONE-TIME FUNDING.** The office of management and budget shall transfer \$29,000,000 from the legacy earnings fund to the North Dakota adjutant general, of which, \$20,000,000 is for the construction of a military museum and \$9,000,000 for the construction of a training facility at Camp Grafton, for the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 17. TRANSFER – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE-TIME FUNDING.** The office of management and budget shall transfer \$16,000,000 from the strategic investment and improvements fund to the North Dakota adjutant general, of which, \$6,000,000 is to go towards the construction

of billets at Camp Grafton and \$10,000,000 for the completion of the Dickinson readiness center, for the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 18. CAMP GRAFTON EXPANSION - LEGISLATIVE INTENT.** It is the intent of the sixty-eighth legislative assembly that:

1. The adjutant general contract for the purchase or long-term lease of land for the camp Grafton expansion, including the purchase of no more than one thousand six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in total.
2. The adjutant general not use eminent domain for the expansion of camp Grafton.

**SECTION 19. NORTH DAKOTA MILITARY MUSEUM.** The adjutant general may accept funds, including private and federal, to match state funds for the construction of a North Dakota military museum during the period beginning with the effective date of this Act, and ending June 30, 2027. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum. The funding provided in this section is considered a one-time funding item.

**SECTION 20. APPROPRIATION – TRANSFER – VETERANS’ CEMETERY TRUST FUND – ONE-TIME FUNDING.** There is appropriated moneys in the general fund in the state treasury, the unexpended funds of \$26,656 available for the payment of adjusted compensation to veterans that was required to be transferred to the veterans’ cemetery trust fund during the biennium 2019-2021 pursuant to section 12 of chapter 41 of the 2019 Session Laws.

**SECTION 21. EMERGENCY.** Section 6 and 19 of this Act is declared to be an emergency measure.

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations

Rough Rider Room, State Capitol

SB 2016

1/9/2023

Relating to defraying the expenses of the Office of the Adjutant General; and to provide an exemption.
--

2:04 PM Chairman Bekkedahl called the meeting to order.

Senators Bekkedahl, Burckhard, Davison, Dever, Dwyer, Erbele, Krebsbach, Kreun, Mathern, Meyer, Roers, Schaible, Sorvaag, Vedaa, and Wanzek were present.

### Discussion Topics:

- Homeland Security accomplishments 2021-23
- STORM Act initiative
- Watch Center initiative
- Natural disaster or internet/dark web threats
- National Guard 2021-23 accomplishments
- 2023-25 Budget and executive recommendations
- West Africa operations
- Camp Grafton Training Center
- Dickinson Readiness Center
- Recruiting challenges
- Military Museum
- Civil Air Patrol

2:04 PM Major General Allen S. Dohrmann, Adjutant General of the ND National Guard, presented SB 2016 and testified affirmatively. Testimony #12596, #12597

2:23 PM Darren Hanson, Director of Homeland Security and Interim Director of State Radio, gave an overview of State Radio and Homeland Securities duties and budget. Testimony #12596, #12597

2:49 PM Major General Dohrmann provided information. #12598

### Additional Testimony: #20827

Chairman Bekkedahl assigned this bill to the Government Operations Division.

4:10 PM Vice Chair Krebsbach closed the meeting.

*Carol Thompson, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
1/27/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.

8:30 AM Chairman Sorvaag opened the hearing on SB 2016.

Members present: Senators Sorvaag, Rust, Schaible, and Meyer  
Members absent: Senator Krebsbach

### Discussion Topics:

- North Dakota National Guard
- Homeland Security
- State Radio
- Civil Air Patrol
- Requested projects
- Carry over requests

8:31 AM Al Dormann, Adjutant General of the National Guard and Director of Emergency Services, overview of the budget, testimony #17290, #17287, #17288, #17289, and # 17291

8:41 AM Darin Hanson, Homeland Security Director, overview of the Emergency Services State Radio & Homeland Security budget, testimony # 17291

9:04 AM Lt. Col. Sean Jonson, Chief of Staff Civil Air Patrol, overview of the Civil Air Patrol budget, testimony # 17291

### Additional written testimony:

- Kirsten Baesler #15831
- Tom Claeys #16379
- Karolin Jappe #16440
- Dirk Wilke #16845
- Josh Kramer #17146
- John Paczkowski #17203
- Brandon Solberg #17273
- Greg Hoffman #17286
- Lonnie Grabowska #17432
- Lindsay Wold #17433

9:53 AM Chairman Sorvaag closed the hearing.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
2/7/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

9:47 AM Chairman Sorvaag opened the hearing on SB 2016.

Members present: Senators Sorvaag, Krebsbach, Rust, Schaible, and Meyer

### Discussion Topics:

- North Dakota Adjutant General
- Ongoing funding changes
- One time funding items
- Additional requests
- State radio
- Civil Air Patrol
- Dickinson readiness center
- Camp Grafton
- Military museum
- Retirement payouts
- Risk mitigation funds

9:47 AM Toby Mertz, Legislative Council, reviewed the “green sheets” and “long sheets”, testimony # 20827 and # 21253.

10:06 Committee discussion

10:10 AM Al Dormann, Adjutant General, answered questions from the committee, no written testimony

10:18 AM Darin Hanson, State Radio, answered questions from the committee, no written testimony

10:40 AM Chairman Sorvaag closed the hearing.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
2/9/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

3:14 PM Chairman Sorvaag opened the hearing on SB 2016.

Members present: Senators Sorvaag, Krebsbach, Rust, Schaible, and Meyer

### **Discussion Topics:**

- Adjutant General
- Additional optional request
- Williston armory

3:15 PM Major Jay Sheldon, Strategy and Policy Officer, testified as to new request for armory design and architectural fees in Williston

3:19 PM Chairman Sorvaag closed the hearing.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
2/14/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

11:01 AM Chairman Sorvaag opened the meeting on SB 2016.

Members present: Senators Sorvaag, Krebsbach, Rust, Schaible, and Meyer

### **Discussion Topics:**

- Adjutant General
- Disaster funds
- State Radio

11:01 AM Committee review of updated long sheets, testimony # 24214

11:07 AM Adjutant General Al Dormann, answered questions of the committee, no written testimony

11:18 AM Darin Hanson, Homeland Security Director, answered questions of the committee, no written testimony

11:40 AM Chairman Sorvaag closed the meeting.

*Kathleen Hall, Committee Clerk*



# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
2/16/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

4:51 PM Chairman Sorvaag opened the meeting on SB 2016.

Members present: Senators Sorvaag, Krebsbach, Rust, Schaible, and Meyer

### **Discussion Topics:**

- Adjutant General
- Committee discussion

4:51 PM Committee discussion as to final recommendations to amendments to the budget, no written testimony

4:57 PM Chairman Sorvaag closed the meeting.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
2/20/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.

7:33 AM Chairman Sorvaag opened the meeting on SB 2016.

Members present: Senators Sorvaag, Krebsbach, Schaible, and Meyer  
Members absent: Senator Rust

### Discussion Topics:

- Adjutant General
- Disaster funds
- State Radio

7:34 AM Committee review of amendment LC 23.0270.01001 and #24215

7:44 AM Senator Schaible moved to adopt amendment 23.0274.01001.  
Senator Meyer seconded the motion. (vote held open for absent member)

Senators	Vote
Senator Ronald Sorvaag	Y
Senator Karen K. Krebsbach	Y
Senator Scott Meyer	Y
Senator David S. Rust	Y
Senator Donald Schaible	Y

Motion passes 5-0-0.

7:44 AM Senator Schaible moves DO PASS AS AMENDED.  
Senator Meyer seconded the motion. (Vote held open for absent member)

Senators	Vote
Senator Ronald Sorvaag	Y
Senator Karen K. Krebsbach	Y
Senator Scott Meyer	Y
Senator David S. Rust	Y
Senator Donald Schaible	Y

Motion passes 5-0-0.

7:36 AM Chairman Sorvaag closed the meeting.

Senator Rust will carry this bill to the full committee.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations Committee Roughrider Room, State Capitol

SB 2016  
2/20/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.

8:07 AM Chairman Bekkedahl opened the meeting on SB 2016.

Members present : Senators Bekkedahl, Krebsbach, Burckhard, Davison, Dever, Dwyer, Erbele, Kreun, Meyer, Roers, Schaible, Sorvaag, Vedaa, Wanzek, Rust, and Mathern.

### Discussion Topics:

- Adjustant General

8:07 AM Senator Rust reviews the proposed budget amendments 23.0270.01001 #21122

8:33 AM Adjutant General Alan Dormann, answered questions from the committee

8:45 AM Senator Rust moved to adopt the amendment LC 23.0270.01001. Senator Burckhard seconded the motion.

Senators	Vote
Senator Brad Bekkedahl	Y
Senator Karen K. Krebsbach	Y
Senator Randy A. Burckhard	Y
Senator Kyle Davison	Y
Senator Dick Dever	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Curt Kreun	Y
Senator Tim Mathern	Y
Senator Scott Meyer	Y
Senator Jim P. Roers	Y
Senator David S. Rust	Y
Senator Donald Schaible	Y
Senator Ronald Sorvaag	Y
Senator Shawn Vedaa	Y
Senator Terry M. Wanzek	Y

Motion passes 16-0-0

8:47 Senator Rust moved DO PASS AS AMENDED.  
Senator Schaible seconded the motion.

<b>Senators</b>	<b>Vote</b>
Senator Brad Bekkedahl	Y
Senator Karen K. Krebsbach	Y
Senator Randy A. Burckhard	Y
Senator Kyle Davison	Y
Senator Dick Dever	Y
Senator Michael Dwyer	Y
Senator Robert Erbele	Y
Senator Curt Kreun	Y
Senator Tim Mathern	Y
Senator Scott Meyer	Y
Senator Jim P. Roers	Y
Senator David S. Rust	Y
Senator Donald Schaible	Y
Senator Ronald Sorvaag	Y
Senator Shawn Vedaa	Y
Senator Terry M. Wanzek	Y

Motion passes 16-0-0

Senator Rust will carry the bill.

8:49 AM Chairman Bekkedahl closed the meeting.

*Kathleen Hall, Committee Clerk*

AG  
2-20-23

PROPOSED AMENDMENTS TO SENATE BILL NO. 2016

Page 1, line 2, remove "and"

Page 1, line 2, after "exemption" insert "; to provide a statement of legislative intent; to provide for a transfer; and to declare an emergency"

Page 1, remove lines 12 through 24

Page 2, replace lines 1 and 2 with:

"	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$7,150,489	\$757,309	\$7,907,798
Operating expenses	3,048,313	251,148	3,299,461
Capital assets	224,046	19,500,000	19,724,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	78,030	387,155
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	531,148	9,021,309
Army guard contract	48,203,473	2,971,364	51,174,837
Veterans' cemetery	1,325,998	69,290	1,395,288
Reintegration program	<u>925,524</u>	<u>(14,129)</u>	<u>911,395</u>
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	<u>56,326,564</u>	<u>21,716,184</u>	<u>78,042,748</u>
Total general fund	\$16,603,716	\$3,122,752	\$19,726,468"

Page 2, replace lines 5 through 14 with:

"	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,232,240	\$2,662,351	\$14,894,591
Operating expenses	6,502,334	1,313,233	7,815,567
Capital assets	660,000	300,000	960,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	<u>51,485,736</u>	<u>165,448,359</u>	<u>216,934,095</u>
Total all funds	\$85,430,310	\$183,591,943	\$269,022,253
Less estimated income	<u>79,151,794</u>	<u>180,105,176</u>	<u>259,256,970</u>
Total general fund	\$6,278,516	\$3,486,767	\$9,765,283"

Page 2, replace lines 17 through 22 with:

"	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$22,882,232	\$6,609,519	\$29,491,751
Grand total special funds	<u>135,478,358</u>	<u>201,821,360</u>	<u>337,299,718</u>
Grand total all funds	\$158,360,590	\$208,430,879	\$366,791,469
Full-time equivalent positions	222.00	11.00	233.00"

Page 2, line 23, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-NINTH LEGISLATIVE ASSEMBLY"

Page 2, line 24, after "biennium" insert "and the 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act"

AG  
2-20-23

Page 2, remove lines 26 through 31

Page 3, replace lines 1 through 9 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	0
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0
Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	0
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton billets	0	5,300,000
Minot airport hangar	0	60,000
State radio consoles	0	300,000
Williston readiness center project	0	2,600,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Disaster grants	0	<u>142,652,500</u>
Total all funds	\$40,857,873	\$164,447,500
Total other funds	<u>38,877,873</u>	<u>163,987,500</u>
Total general fund	\$1,980,000	\$460,000

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The adjutant general shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 3, after line 15, insert:

**"SECTION 4. 2021-23 BIENNIUM APPROPRIATION - TRANSFER - VETERANS' CEMETERY TRUST FUND.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$26,656, which the office of management and budget shall transfer to the veterans' cemetery trust fund for the payment of adjusted compensation to veterans in accordance with provisions of section 12 of chapter 41 of the 2019 Session Laws, during the period beginning with the effective date of this Act, and ending June 30, 2023.

**SECTION 5. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$16,800,000 from the federal state fiscal recovery fund, of which \$5,300,000 is for the construction of billets at Camp Grafton, \$8,900,000 is for the completion of the Dickinson readiness center, and \$2,600,000 is for the design and engineering of the Williston readiness center.

**SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ADJUTANT GENERAL.** The estimated income line item in



subdivision 1 of section 1 of this Act includes \$2,700,000 from the strategic investment and improvements fund for statewide interoperable radio network equipment.

AG  
2-20-23

**SECTION 7. CYBERSECURITY GRANT PROGRAM.** The adjutant general may spend up to \$628,000 from the general fund in the grants line item in subdivision 2 of section 1 of this Act providing grants to political subdivisions for all or a portion of the required ten percent local match for cybersecurity enforcement.

**SECTION 8. EXEMPTION - MAINTENANCE AND REPAIRS - TRANSFERS.** Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer up to \$500,000 of appropriation authority to the operating expenses and capital assets line items contained in section 1 of this Act, as requested by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2023, and ending June 30, 2025. The adjutant general shall notify the legislative council of any transfers made pursuant to this section."

Page 3, replace lines 16 through 22 with:

**"SECTION 9. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2023, and ending June 30, 2025:

1. The sum of \$450,000 appropriated from the strategic investment and improvements fund for computer-aided dispatch equipment in section 12 of chapter 16 of the 2021 Session Laws;
2. The sum of \$3,042,235 appropriated from the general fund for tuition assistance, recruiting and retention incentives to eligible current and former members of the North Dakota national guard in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
3. The sum of \$80,000 appropriated from the general fund and \$240,000 of federal funds for the Fraine Barracks automation system in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
4. The sum of \$15,500,000 appropriated from federal funds for the construction of the Dickinson readiness center in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
5. The sum of \$6,000,000 appropriated from federal funds for the line of communication bridge training site in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
6. Any amounts remaining from the national guard training area and facility development trust fund and the strategic investment and improvements fund for the expansion of Camp Grafton in section 3 and section 14 of chapter 16 of the 2021 Session Laws;
7. Any amounts remaining for the purpose of defraying COVID-19 and other expenses in subdivision 7 of section 1 of chapter 27 and subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws;

8. Any amounts remaining from the federal state fiscal recovery fund for replacing the state active duty software and maintenance in subsection 24 of section 1 of chapter 550 of the 2021 Special Session Session Laws; and
9. Any amounts remaining from the federal state fiscal recovery fund for enhancing housing at Camp Grafton in subsection 31 of section 1 of chapter 550 of the 2021 Special Session Session Laws.

*AG*  
*2-20-23*

**SECTION 10. CAMP GRAFTON - LEGISLATIVE INTENT.** It is the intent of the sixty-eighth legislative assembly that:

1. The adjutant general contract for the purchase or long-term lease of land for the Camp Grafton expansion, including the purchase of no more than one thousand six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in total.
2. The adjutant general not use eminent domain for the expansion of Camp Grafton.

**SECTION 11. GIFTS, DONATIONS, AND BEQUESTS - NORTH DAKOTA MILITARY MUSEUM.** The adjutant general may accept gifts, grants, and donations, including those from private and federal sources, and deposit the funds in the state treasury for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 12. EMERGENCY.** The sum of \$628,000 in the grants line item of subdivision 2 of section 1 of this Act and sections 4 and 7 of this Act are declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of Senate Action**

	Base Budget	Senate Changes	Senate Version
Adjutant General			
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	56,326,564	21,716,184	78,042,748
General fund	\$16,603,716	\$3,122,752	\$19,726,468
FTE	152.00	4.00	156.00
Department of Emergency Services			
Total all funds	\$85,430,310	\$183,591,943	\$269,022,253
Less estimated income	79,151,794	180,105,176	259,256,970
General fund	\$6,278,516	\$3,486,767	\$9,765,283
FTE	70.00	7.00	77.00
Bill total			
Total all funds	\$158,360,590	\$208,430,879	\$366,791,469
Less estimated income	135,478,358	201,821,360	337,299,718
General fund	\$22,882,232	\$6,609,519	\$29,491,751
FTE	222.00	11.00	233.00



Senate Bill No. 2016 - Adjutant General - Senate Action

*AG*  
*2-20-23*

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$7,150,489	\$757,309	\$7,907,798
Operating expenses	3,048,313	251,148	3,299,461
Capital assets	224,046	19,500,000	19,724,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	78,030	387,155
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	531,148	9,021,309
Army guard contract	48,203,473	2,971,364	51,174,837
Veterans' cemetery	1,325,998	69,290	1,395,288
Reintegration program	925,524	(14,129)	911,395
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	56,326,564	21,716,184	78,042,748
General fund	\$16,603,716	\$3,122,752	\$19,726,468
FTE	152.00	4.00	156.00

Department 540 - Adjutant General - Detail of Senate Changes

	Adds Funding for the Cost to Continue Salaries <sup>1</sup>	Adds Funding for Salary and Benefit Increases <sup>2</sup>	Adds FTE Positions for Dickinson Readiness Center <sup>3</sup>	Adds FTE Position for Air National Guard Security Forces <sup>4</sup>	Adds Funding for ITD Increases <sup>5</sup>	Adjusts Funding Between Line Items <sup>6</sup>
Salaries and wages	\$201,801	\$472,422				(\$6,914)
Operating expenses			\$183,500		\$27,457	40,191
Capital assets						
Grants						
Civil air patrol		12,057				1,058
Tuition, recruiting, and retention						
Air guard contract		383,510		\$142,638		
Army guard contract		1,123,941	153,088			9,335
Veterans' cemetery		69,290				
Reintegration program		53,519				(67,648)
Total all funds	\$201,801	\$2,114,739	\$336,588	\$142,638	\$27,457	(\$23,978)
Less estimated income	313,326	1,453,734	161,794	142,638	18,670	(23,978)
General fund	(\$111,525)	\$661,005	\$174,794	\$0	\$8,787	\$0
FTE	0.00	0.00	3.00	1.00	0.00	0.00

	Adds Funding for Armory Rent Increases <sup>7</sup>	Adds Funding for Civil Air Patrol Operating Costs Increase <sup>8</sup>	Adds Funding for ND1000 Recruiting Program <sup>9</sup>	Adds Funding for State Active Duty Training Funds <sup>10</sup>	Adds Funding for Maintenance and Repairs <sup>11</sup>	Adds One-Time Funding for Leave Payouts <sup>12</sup>
Salaries and wages						\$90,000
Operating expenses						
Capital assets						
Grants	\$374,776					
Civil air patrol		\$4,915				
Tuition, recruiting, and retention			\$320,000			
Air guard contract						5,000
Army guard contract				\$40,000	\$1,500,000	145,000
Veterans' cemetery						
Reintegration program						
Total all funds	\$374,776	\$4,915	\$320,000	\$40,000	\$1,500,000	\$240,000
Less estimated income	0	0	0	0	0	150,000
General fund	\$374,776	\$4,915	\$320,000	\$40,000	\$1,500,000	\$90,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

AG  
2-28-23

	Adds One-Time Funding for National Guard Capital Assets <sup>13</sup>	Adds One-Time Funding for Hanger Purchase <sup>14</sup>	Total Senate Changes
Salaries and wages			\$757,309
Operating expenses			251,148
Capital assets	\$19,500,000		19,500,000
Grants			374,776
Civil air patrol		\$60,000	78,030
Tuition, recruiting, and retention			320,000
Air guard contract			531,148
Army guard contract			2,971,364
Veterans' cemetery			69,290
Reintegration program			(14,129)
<b>Total all funds</b>	<b>\$19,500,000</b>	<b>\$60,000</b>	<b>\$24,838,936</b>
Less estimated income	19,500,000	0	21,716,184
General fund	\$0	\$60,000	\$3,122,752
<b>FTE</b>	<b>0.00</b>	<b>0.00</b>	<b>4.00</b>

<sup>1</sup> Funding is added for the cost to continue salary increases.

<sup>2</sup> The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	General Fund	Other Funds	Total
Salary increase	\$444,962	\$901,530	\$1,346,492
Health insurance increase	216,043	552,204	768,247
Total	\$661,005	\$1,453,734	\$2,114,739

<sup>3</sup> Funding of \$336,588, including \$174,794 from the general fund and \$161,794 from other funds, is added for 3 FTE positions (\$153,088) and related operating expenses (\$183,500). Funding for these positions begins in January 2025.

<sup>4</sup> Funding of \$142,638 is added for 1 FTE Air National Guard security forces position from federal funds.

<sup>5</sup> Funding is added for Information Technology Department rate increases.

<sup>6</sup> Funding is adjusted between line items for base budget changes.

<sup>7</sup> Funding is added from the general fund for rent increases at the seven city-owned armories.

<sup>8</sup> Funding is added from the general fund for Civil Air Patrol fuel cost increases (3 percent).

<sup>9</sup> Funding of \$320,000 is added from the general fund for the ND1000 recruiting program.

<sup>10</sup> Funding is added from the general fund for state active duty training related to wildland fire training.

<sup>11</sup> Funding is added from the general fund for necessary repairs and updates to National Guard facilities statewide.

<sup>12</sup> One-time funding is added for accrued leave payouts for retirements.

<sup>13</sup> Funding of \$19.5 million is added for National Guard capital assets. Funding of \$2.7 million is from the strategic investment and improvements fund for statewide interoperable radio network equipment. Funding of \$16.8 million is from the federal State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering for the Williston Readiness Center.

<sup>14</sup> One-time funding is added from the general fund to purchase a hangar at the Minot airport for the Civil Air Patrol.

Senate Bill No. 2016 - Department of Emergency Services - Senate Action

AG  
2-20-23

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$12,232,240	\$2,662,351	\$14,894,591
Operating expenses	6,502,334	1,313,233	7,815,567
Capital assets	660,000	300,000	960,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	51,485,736	165,448,359	216,934,095
Total all funds	\$85,430,310	\$183,591,943	\$269,022,253
Less estimated income	79,151,794	180,105,176	259,256,970
General fund	\$6,278,516	\$3,486,767	\$9,765,283
FTE	70.00	7.00	77.00

Department 542 - Department of Emergency Services - Detail of Senate Changes

	Adds Funding for the Cost to Continue Salaries <sup>1</sup>	Adds Funding for Salary and Benefit Increases <sup>2</sup>	Adds Funding for Watch Center <sup>3</sup>	Adds FTE Position for State Radio <sup>4</sup>	Adjusts Funding for State Radio FTE <sup>5</sup>	Adjusts Funding Between Line Items <sup>6</sup>
Salaries and wages	\$84,442	\$952,117	\$1,233,992	\$255,456		\$101,344
Operating expenses			234,600			(77,367)
Capital assets						
Grants						
Disaster costs		63,448				
Total all funds	\$84,442	\$1,015,565	\$1,468,592	\$255,456	\$0	\$23,977
Less estimated income	(118,473)	615,865	0	102,182	(168,286)	23,977
General fund	\$202,915	\$399,700	\$1,468,592	\$153,274	\$168,286	\$0
FTE	0.00	0.00	6.00	1.00	0.00	0.00

	Adds Funding for ITD Increases <sup>7</sup>	Removes Funding for Federal Equipment <sup>8</sup>	Adds Funding for Homeland Security Grants <sup>9</sup>	Adds One-Time Funding for Leave Payouts <sup>10</sup>	Adds One-Time Funding for STORM Act <sup>11</sup>	Adds One-Time Funding for Capital Assets <sup>12</sup>
Salaries and wages				\$35,000		
Operating expenses	\$156,000				\$1,000,000	
Capital assets		(\$660,000)				\$960,000
Grants			\$13,240,000			
Disaster costs						
Total all funds	\$156,000	(\$660,000)	\$13,240,000	\$35,000	\$1,000,000	\$960,000
Less estimated income	0	(660,000)	13,240,000	25,000	1,000,000	660,000
General fund	\$156,000	\$0	\$0	\$10,000	\$0	\$300,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for Disaster Grants <sup>13</sup>	Adds Funding for Cybersecurity Grant Program <sup>14</sup>	Adds Funding for Disaster Grants <sup>15</sup>	Total Senate Changes
Salaries and wages				\$2,662,351
Operating expenses				1,313,233
Capital assets				300,000
Grants		\$628,000		13,868,000
Disaster costs	\$142,652,500		\$22,732,411	165,448,359
Total all funds	\$142,652,500	\$628,000	\$22,732,411	\$183,591,943
Less estimated income	142,652,500	0	22,732,411	180,105,176
General fund	\$0	\$628,000	\$0	\$3,486,767
FTE	0.00	0.00	0.00	7.00

<sup>1</sup> Funding is added for cost to continue salary increases.



AG  
2-20-23

<sup>2</sup> The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Salary increase	\$275,621	\$413,698	\$689,319
Health insurance increase	<u>124,079</u>	<u>202,167</u>	<u>326,246</u>
Total	\$399,700	\$615,865	\$1,015,565

<sup>3</sup> Funding of \$1,468,592 is added from the general fund for 6 FTE positions (\$1,233,992) and operating costs (\$234,600) for establishment of a State Watch Center.

<sup>4</sup> Funding of \$255,456 is added for 1 FTE operations manager position for State Radio.

<sup>5</sup> Funding is adjusted for 2 FTE State Radio dispatch positions previously funded by local matching funds.

<sup>6</sup> Funding is adjusted between line items for base budget changes.

<sup>7</sup> Funding is added from the general fund for Information Technology Department administrative cost increases.

<sup>8</sup> Ongoing federal funding is removed for disaster response equipment (added as one-time funding in footnote 12 below).

<sup>9</sup> Funding of \$13.24 million is added for increases in federal Emergency Management Performance, Homeland Security, and HazChem grants.

<sup>10</sup> One-time funding is added for accrued leave payouts for retirements.

<sup>11</sup> One-time funding from the state disaster relief fund is added for the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act to provide the 10 percent required match for a loan program utilized through the Federal Emergency Management Agency.

<sup>12</sup> One-time funding from the general fund is added for the replacement of State Radio consoles (\$300,000) and from federal funds for disaster response equipment (\$660,000).

<sup>13</sup> One-time funding of \$142,652,500 is added for disaster costs, of which \$136,947,500 is from federal funds and \$5,705,000 is from the state disaster relief fund. Funding from presidential disaster declarations include the 2022 spring storm (\$47,600,000), COVID-19 hazard mitigation (\$64,500,000), 2022 winter storm (\$2,847,500), and 2022 Building Resilient Infrastructure and Communities (\$22,000,000).

<sup>14</sup> Funding of \$628,000 is added from the general fund for the cybersecurity grant program to provide a local 10 percent match.

<sup>15</sup> Funding is added from federal funds for disaster costs.

\_\_\_\_\_   
 This amendment also:

- Allows 2021-23 biennium unexpended authority for the Fraine Barracks automation system, Dickinson Readiness Center construction, communication bridge training site, COVID-19 response line item, state active-duty software and maintenance, tuition assistance, computer-aided dispatch equipment, Camp Grafton housing enhancements, and the purchase of options to purchase or lease land for the expansion of Camp Grafton into the 2023-25 biennium.
- Adds a section to continue legislative intent for the Adjutant General to purchase options for the purchase or lease of land for the expansion of Camp Grafton.
- Identifies \$16.8 million from the federal State Fiscal Recovery Fund, of which \$5.3 million is for construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of a new Williston Readiness Center.
- Identifies \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment.
- Adds a section to provide a transfer of \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans.
- Adds a section to provide an emergency clause related to \$628,000 for the cybersecurity grant program.

**REPORT OF STANDING COMMITTEE**

**SB 2016: Appropriations Committee (Sen. Bekkedahl, Chairman)** recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2016 was placed on the Sixth order on the calendar. This bill does not affect workforce development.

Page 1, line 2, remove "and"

Page 1, line 2, after "exemption" insert "; to provide a statement of legislative intent; to provide for a transfer; and to declare an emergency"

Page 1, remove lines 12 through 24

Page 2, replace lines 1 and 2 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$7,150,489	\$757,309	\$7,907,798
Operating expenses	3,048,313	251,148	3,299,461
Capital assets	224,046	19,500,000	19,724,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	78,030	387,155
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	531,148	9,021,309
Army guard contract	48,203,473	2,971,364	51,174,837
Veterans' cemetery	1,325,998	69,290	1,395,288
Reintegration program	<u>925,524</u>	<u>(14,129)</u>	<u>911,395</u>
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	<u>56,326,564</u>	<u>21,716,184</u>	<u>78,042,748</u>
Total general fund	\$16,603,716	\$3,122,752	\$19,726,468"

Page 2, replace lines 5 through 14 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,232,240	\$2,662,351	\$14,894,591
Operating expenses	6,502,334	1,313,233	7,815,567
Capital assets	660,000	300,000	960,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	<u>51,485,736</u>	<u>165,448,359</u>	<u>216,934,095</u>
Total all funds	\$85,430,310	\$183,591,943	\$269,022,253
Less estimated income	<u>79,151,794</u>	<u>180,105,176</u>	<u>259,256,970</u>
Total general fund	\$6,278,516	\$3,486,767	\$9,765,283"

Page 2, replace lines 17 through 22 with:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$22,882,232	\$6,609,519	\$29,491,751
Grand total special funds	<u>135,478,358</u>	<u>201,821,360</u>	<u>337,299,718</u>
Grand total all funds	\$158,360,590	\$208,430,879	\$366,791,469
Full-time equivalent positions	222.00	11.00	233.00"

Page 2, line 23, after "**FUNDING**" insert "**- EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-NINTH LEGISLATIVE ASSEMBLY**"

Page 2, line 24, after "biennium" insert "and the 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act"

Page 2, remove lines 26 through 31

Page 3, replace lines 1 through 9 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	0
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0
Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	0
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton billets	0	5,300,000
Minot airport hangar	0	60,000
State radio consoles	0	300,000
Williston readiness center project	0	2,600,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Disaster grants	<u>0</u>	<u>142,652,500</u>
Total all funds	\$40,857,873	\$164,447,500
Total other funds	<u>38,877,873</u>	<u>163,987,500</u>
Total general fund	\$1,980,000	\$460,000

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The adjutant general shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 3, after line 15, insert:

**"SECTION 4. 2021-23 BIENNIUM APPROPRIATION - TRANSFER - VETERANS' CEMETERY TRUST FUND.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$26,656, which the office of management and budget shall transfer to the veterans' cemetery trust fund for the payment of adjusted compensation to veterans in accordance with provisions of section 12 of chapter 41 of the 2019 Session Laws, during the period beginning with the effective date of this Act, and ending June 30, 2023.

**SECTION 5. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$16,800,000 from the federal state fiscal recovery fund, of which \$5,300,000 is for the construction of billets at Camp Grafton, \$8,900,000 is for the completion of the Dickinson readiness center, and \$2,600,000 is for the design and engineering of the Williston readiness center.

**SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$2,700,000 from the strategic investment and improvements fund for statewide interoperable radio network equipment.

**SECTION 7. CYBERSECURITY GRANT PROGRAM.** The adjutant general may spend up to \$628,000 from the general fund in the grants line item in subdivision 2 of section 1 of this Act providing grants to political subdivisions for all or a portion of the required ten percent local match for cybersecurity enforcement.

**SECTION 8. EXEMPTION - MAINTENANCE AND REPAIRS - TRANSFERS.** Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer up to \$500,000 of appropriation authority to the operating expenses and capital assets line items contained in section 1 of this Act, as requested by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2023, and ending June 30, 2025. The adjutant general shall notify the legislative council of any transfers made pursuant to this section."

Page 3, replace lines 16 through 22 with:

**"SECTION 9. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2023, and ending June 30, 2025:

1. The sum of \$450,000 appropriated from the strategic investment and improvements fund for computer-aided dispatch equipment in section 12 of chapter 16 of the 2021 Session Laws;
2. The sum of \$3,042,235 appropriated from the general fund for tuition assistance, recruiting and retention incentives to eligible current and former members of the North Dakota national guard in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
3. The sum of \$80,000 appropriated from the general fund and \$240,000 of federal funds for the Fraire Barracks automation system in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
4. The sum of \$15,500,000 appropriated from federal funds for the construction of the Dickinson readiness center in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
5. The sum of \$6,000,000 appropriated from federal funds for the line of communication bridge training site in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
6. Any amounts remaining from the national guard training area and facility development trust fund and the strategic investment and improvements fund for the expansion of Camp Grafton in section 3 and section 14 of chapter 16 of the 2021 Session Laws;
7. Any amounts remaining for the purpose of defraying COVID-19 and other expenses in subdivision 7 of section 1 of chapter 27 and subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws;
8. Any amounts remaining from the federal state fiscal recovery fund for replacing the state active duty software and maintenance in subsection 24 of section 1 of chapter 550 of the 2021 Special Session Session Laws; and
9. Any amounts remaining from the federal state fiscal recovery fund for enhancing housing at Camp Grafton in subsection 31 of section 1 of chapter 550 of the 2021 Special Session Session Laws.

**SECTION 10. CAMP GRAFTON - LEGISLATIVE INTENT.** It is the intent of the sixty-eighth legislative assembly that:

1. The adjutant general contract for the purchase or long-term lease of land for the Camp Grafton expansion, including the purchase of no more than

one thousand six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in total.

2. The adjutant general not use eminent domain for the expansion of Camp Grafton.

**SECTION 11. GIFTS, DONATIONS, AND BEQUESTS - NORTH DAKOTA MILITARY MUSEUM.** The adjutant general may accept gifts, grants, and donations, including those from private and federal sources, and deposit the funds in the state treasury for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 12. EMERGENCY.** The sum of \$628,000 in the grants line item of subdivision 2 of section 1 of this Act and sections 4 and 7 of this Act are declared to be an emergency measure."

ReNUMBER accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of Senate Action**

	Base Budget	Senate Changes	Senate Version
Adjutant General			
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	56,326,564	21,716,184	78,042,748
General fund	<u>\$16,603,716</u>	<u>\$3,122,752</u>	<u>\$19,726,468</u>
FTE	152.00	4.00	156.00
Department of Emergency Services			
Total all funds	\$85,430,310	\$183,591,943	\$269,022,253
Less estimated income	79,151,794	180,105,176	259,256,970
General fund	<u>\$6,278,516</u>	<u>\$3,486,767</u>	<u>\$9,765,283</u>
FTE	70.00	7.00	77.00
Bill total			
Total all funds	\$158,360,590	\$208,430,879	\$366,791,469
Less estimated income	135,478,358	201,821,360	337,299,718
General fund	<u>\$22,882,232</u>	<u>\$6,609,519</u>	<u>\$29,491,751</u>
FTE	222.00	11.00	233.00

**Senate Bill No. 2016 - Adjutant General - Senate Action**

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$7,150,489	\$757,309	\$7,907,798
Operating expenses	3,048,313	251,148	3,299,461
Capital assets	224,046	19,500,000	19,724,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	78,030	387,155
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	531,148	9,021,309
Army guard contract	48,203,473	2,971,364	51,174,837
Veterans' cemetery	1,325,998	69,290	1,395,288
Reintegration program	925,524	(14,129)	911,395
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	56,326,564	21,716,184	78,042,748
General fund	<u>\$16,603,716</u>	<u>\$3,122,752</u>	<u>\$19,726,468</u>
FTE	152.00	4.00	156.00



Department 540 - Adjutant General - Detail of Senate Changes

	Adds Funding for the Cost to Continue Salaries <sup>1</sup>	Adds Funding for Salary and Benefit Increases <sup>2</sup>	Adds FTE Positions for Dickinson Readiness Center <sup>3</sup>	Adds FTE Position for Air National Guard Security Forces <sup>4</sup>	Adds Funding for ITD Increases <sup>5</sup>	Adjusts Funding Between Line Items <sup>6</sup>
Salaries and wages	\$201,801	\$472,422				(\$6,914)
Operating expenses			\$183,500		\$27,457	40,191
Capital assets						
Grants						
Civil air patrol		12,057				1,058
Tuition, recruiting, and retention						
Air guard contract		383,510		\$142,638		
Army guard contract		1,123,941	153,088			9,335
Veterans' cemetery		69,290				
Reintegration program		53,519				(67,648)
<b>Total all funds</b>	<b>\$201,801</b>	<b>\$2,114,739</b>	<b>\$336,588</b>	<b>\$142,638</b>	<b>\$27,457</b>	<b>(\$23,978)</b>
Less estimated income	313,326	1,453,734	161,794	142,638	18,670	(23,978)
General fund	(\$111,525)	\$661,005	\$174,794	\$0	\$8,787	\$0
FTE	0.00	0.00	3.00	1.00	0.00	0.00

	Adds Funding for Armory Rent Increases <sup>7</sup>	Adds Funding for Civil Air Patrol Operating Costs Increase <sup>8</sup>	Adds Funding for ND1000 Recruiting Program <sup>9</sup>	Adds Funding for State Active Duty Training Funds <sup>10</sup>	Adds Funding for Maintenance and Repairs <sup>11</sup>	Adds One-Time Funding for Leave Payouts <sup>12</sup>
Salaries and wages						\$90,000
Operating expenses						
Capital assets						
Grants	\$374,776					
Civil air patrol		\$4,915				
Tuition, recruiting, and retention			\$320,000			
Air guard contract						5,000
Army guard contract				\$40,000	\$1,500,000	145,000
Veterans' cemetery						
Reintegration program						
<b>Total all funds</b>	<b>\$374,776</b>	<b>\$4,915</b>	<b>\$320,000</b>	<b>\$40,000</b>	<b>\$1,500,000</b>	<b>\$240,000</b>
Less estimated income	0	0	0	0	0	150,000
General fund	\$374,776	\$4,915	\$320,000	\$40,000	\$1,500,000	\$90,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for National Guard Capital Assets <sup>13</sup>	Adds One-Time Funding for Hanger Purchase <sup>14</sup>	Total Senate Changes
Salaries and wages			\$757,309
Operating expenses			251,148
Capital assets	\$19,500,000		19,500,000
Grants			374,776
Civil air patrol		\$60,000	78,030
Tuition, recruiting, and retention			320,000
Air guard contract			531,148
Army guard contract			2,971,364
Veterans' cemetery			69,290
Reintegration program			(14,129)
<b>Total all funds</b>	<b>\$19,500,000</b>	<b>\$60,000</b>	<b>\$24,838,936</b>
Less estimated income	19,500,000	0	21,716,184
General fund	\$0	\$60,000	\$3,122,752
FTE		0.00	4.00

<sup>1</sup> Funding is added for the cost to continue salary increases.

<sup>2</sup> The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums

from \$1,429 to \$1,648 per month:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Salary increase	\$444,962	\$901,530	\$1,346,492
Health insurance increase	216,043	552,204	768,247
Total	\$661,005	\$1,453,734	\$2,114,739

<sup>3</sup> Funding of \$336,588, including \$174,794 from the general fund and \$161,794 from other funds, is added for 3 FTE positions (\$153,088) and related operating expenses (\$183,500). Funding for these positions begins in January 2025.

<sup>4</sup> Funding of \$142,638 is added for 1 FTE Air National Guard security forces position from federal funds.

<sup>5</sup> Funding is added for Information Technology Department rate increases.

<sup>6</sup> Funding is adjusted between line items for base budget changes.

<sup>7</sup> Funding is added from the general fund for rent increases at the seven city-owned armories.

<sup>8</sup> Funding is added from the general fund for Civil Air Patrol fuel cost increases (3 percent).

<sup>9</sup> Funding of \$320,000 is added from the general fund for the ND1000 recruiting program.

<sup>10</sup> Funding is added from the general fund for state active duty training related to wildland fire training.

<sup>11</sup> Funding is added from the general fund for necessary repairs and updates to National Guard facilities statewide.

<sup>12</sup> One-time funding is added for accrued leave payouts for retirements.

<sup>13</sup> Funding of \$19.5 million is added for National Guard capital assets. Funding of \$2.7 million is from the strategic investment and improvements fund for statewide interoperable radio network equipment. Funding of \$16.8 million is from the federal State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering for the Williston Readiness Center.

<sup>14</sup> One-time funding is added from the general fund to purchase a hangar at the Minot airport for the Civil Air Patrol.

**Senate Bill No. 2016 - Department of Emergency Services - Senate Action**

	<u>Base Budget</u>	<u>Senate Changes</u>	<u>Senate Version</u>
Salaries and wages	\$12,232,240	\$2,662,351	\$14,894,591
Operating expenses	6,502,334	1,313,233	7,815,567
Capital assets	660,000	300,000	960,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	51,485,736	165,448,359	216,934,095
Total all funds	\$85,430,310	\$183,591,943	\$269,022,253
Less estimated income	79,151,794	180,105,176	259,256,970
General fund	\$6,278,516	\$3,486,767	\$9,765,283
FTE	70.00	7.00	77.00

Department 542 - Department of Emergency Services - Detail of Senate Changes

	Adds Funding for the Cost to Continue Salaries <sup>1</sup>	Adds Funding for Salary and Benefit Increases <sup>2</sup>	Adds Funding for Watch Center <sup>3</sup>	Adds FTE Position for State Radio <sup>4</sup>	Adjusts Funding for State Radio FTE <sup>5</sup>	Adjusts Funding Between Line Items <sup>6</sup>
Salaries and wages	\$84,442	\$952,117	\$1,233,992	\$255,456		\$101,344
Operating expenses			234,600			(77,367)
Capital assets						
Grants						
Disaster costs		63,448				
Total all funds	\$84,442	\$1,015,565	\$1,468,592	\$255,456	\$0	\$23,977
Less estimated income	(118,473)	615,865	0	102,182	(168,286)	23,977
General fund	\$202,915	\$399,700	\$1,468,592	\$153,274	\$168,286	\$0
FTE	0.00	0.00	6.00	1.00	0.00	0.00

	Adds Funding for ITD Increases <sup>7</sup>	Removes Funding for Federal Equipment <sup>8</sup>	Adds Funding for Homeland Security Grants <sup>9</sup>	Adds One-Time Funding for Leave Payouts <sup>10</sup>	Adds One-Time Funding for STORM Act <sup>11</sup>	Adds One-Time Funding for Capital Assets <sup>12</sup>
Salaries and wages				\$35,000		
Operating expenses	\$156,000				\$1,000,000	
Capital assets		(\$660,000)				\$960,000
Grants			\$13,240,000			
Disaster costs						
Total all funds	\$156,000	(\$660,000)	\$13,240,000	\$35,000	\$1,000,000	\$960,000
Less estimated income	0	(660,000)	13,240,000	25,000	1,000,000	660,000
General fund	\$156,000	\$0	\$0	\$10,000	\$0	\$300,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds One-Time Funding for Disaster Grants <sup>13</sup>	Adds Funding for Cybersecurity Grant Program <sup>14</sup>	Adds Funding for Disaster Grants <sup>15</sup>	Total Senate Changes
Salaries and wages				\$2,662,351
Operating expenses				1,313,233
Capital assets				300,000
Grants		\$628,000		13,868,000
Disaster costs	\$142,652,500		\$22,732,411	165,448,359
Total all funds	\$142,652,500	\$628,000	\$22,732,411	\$183,591,943
Less estimated income	142,652,500	0	22,732,411	180,105,176
General fund	\$0	\$628,000	\$0	\$3,486,767
FTE		0.00	0.00	7.00

<sup>1</sup> Funding is added for cost to continue salary increases.

<sup>2</sup> The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	General Fund	Other Funds	Total
Salary increase	\$275,621	\$413,698	\$689,319
Health insurance increase	124,079	202,167	326,246
Total	\$399,700	\$615,865	\$1,015,565

<sup>3</sup> Funding of \$1,468,592 is added from the general fund for 6 FTE positions (\$1,233,992) and operating costs (\$234,600) for establishment of a State Watch Center.

<sup>4</sup> Funding of \$255,456 is added for 1 FTE operations manager position for State Radio.

<sup>5</sup> Funding is adjusted for 2 FTE State Radio dispatch positions previously funded by local matching funds.

<sup>6</sup> Funding is adjusted between line items for base budget changes.

<sup>7</sup> Funding is added from the general fund for Information Technology Department administrative cost increases.

<sup>8</sup> Ongoing federal funding is removed for disaster response equipment (added as one-time funding in footnote 12 below).

<sup>9</sup> Funding of \$13.24 million is added for increases in federal Emergency Management Performance, Homeland Security, and HazChem grants.

<sup>10</sup> One-time funding is added for accrued leave payouts for retirements.

<sup>11</sup> One-time funding from the state disaster relief fund is added for the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act to provide the 10 percent required match for a loan program utilized through the Federal Emergency Management Agency.

<sup>12</sup> One-time funding from the general fund is added for the replacement of State Radio consoles (\$300,000) and from federal funds for disaster response equipment (\$660,000).

<sup>13</sup> One-time funding of \$142,652,500 is added for disaster costs, of which \$136,947,500 is from federal funds and \$5,705,000 is from the state disaster relief fund. Funding from presidential disaster declarations include the 2022 spring storm (\$47,600,000), COVID-19 hazard mitigation (\$64,500,000), 2022 winter storm (\$2,847,500), and 2022 Building Resilient Infrastructure and Communities (\$22,000,000).

<sup>14</sup> Funding of \$628,000 is added from the general fund for the cybersecurity grant program to provide a local 10 percent match.

<sup>15</sup> Funding is added from federal funds for disaster costs.

This amendment also:

- Allows 2021-23 biennium unexpended authority for the Fraine Barracks automation system, Dickinson Readiness Center construction, communication bridge training site, COVID-19 response line item, state active-duty software and maintenance, tuition assistance, computer-aided dispatch equipment, Camp Grafton housing enhancements, and the purchase of options to purchase or lease land for the expansion of Camp Grafton into the 2023-25 biennium.
- Adds a section to continue legislative intent for the Adjutant General to purchase options for the purchase or lease of land for the expansion of Camp Grafton.
- Identifies \$16.8 million from the federal State Fiscal Recovery Fund, of which \$5.3 million is for construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of a new Williston Readiness Center.
- Identifies \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment.
- Adds a section to provide a transfer of \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans.
- Adds a section to provide an emergency clause related to \$628,000 for the cybersecurity grant program.

**2023 HOUSE APPROPRIATIONS**

**SB 2016**

**Department 540 - Adjutant General, including the National Guard and Department of Emergency Services**  
**Senate Bill No. 2016**

**First Chamber Comparison to Base Level**

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
2023-25 First Chamber Version	\$29,491,751	\$337,299,718	\$366,791,469
2023-25 Base Level	22,882,232	135,478,358	158,360,590
Increase (Decrease)	\$6,609,519	\$201,821,360	\$208,430,879

**First Chamber Changes**

A summary of the first chamber's changes to the agency's base level appropriations and the executive budget is attached as an appendix.

**Selected Bill Sections Included in the First Chamber Version**

**Veterans' Cemetery maintenance fund** - Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to North Dakota Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.

**Appropriation - Transfer to Veteran's Cemetery trust fund** - Section 4 provides a 2021-23 biennium deficiency appropriation and transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund for the 2021-23 biennium relating to Section 12 of Chapter 41 of the 2019 Session Laws.

**Appropriation - Federal State Fiscal Recovery Fund** - Section 5 identifies \$16.8 million from the federal State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General. This is one-time funding for the 2023-25 biennium.

**Transfer of strategic investment and improvements fund** - Section 6 identifies \$2.7 million from the strategic investment and improvements fund (SIIF) for statewide interoperable radio network equipment. This is one-time funding for the 2023-25 biennium.

**Cybersecurity grant** - Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.

**Maintenance and repairs** - Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.

**Exemption - Computer-aided dispatch equipment** - Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Tuition, recruiting, and retention** - Subsection 2 of Section 9 provides that any unexpended general appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Fraine Barracks automation system** - Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Dickinson Readiness Center** - Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Communication bridge training site** - Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Camp Grafton expansion** - Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - COVID-19 response line** - Subsection 7 of Section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - American Rescue Plan Act** - Subsections 8 and 9 of Section 9 provide that any unexpended funds from the federal American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance

and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Camp Grafton expansion** - Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.

**North Dakota military museum** - Section 11 allows the Adjutant General to accept other funds for the construction of a North Dakota military museum.

### **Continuing Appropriations**

**National Guard emergency fund** - Section 37-01-04.1 - This fund allows the National Guard to respond to state emergencies.

**National Guard military grounds fund** - Section 37-03-13 - This fund is used for collecting rental revenues to be used for purchasing military training grounds.

**Veterans' Cemetery maintenance fund** - Section 37-03-14 - This fund is used to support the operations of the Veterans' Cemetery. The fund receives \$5 from the issuance of each veteran's license plate, grave opening and closing fees, and private and federal funds for the operation of the Veterans' Cemetery.

**Veterans' Cemetery trust fund** - Section 39-04-10.10 - This fund receives \$5 from the issuance of each veteran's license plate and donations. The interest in the fund is to be deposited in the Veterans' Cemetery maintenance fund for the purpose of providing funding for salaries and maintenance at the cemetery.

### **Deficiency Appropriations**

The executive budget recommendation includes a deficiency appropriation of \$14,556,524 from the general fund to repay Bank of North Dakota loans for the state's share of disaster costs (\$904,203) and law enforcement costs relating to unlawful activity associated with the construction of the Dakota Access Pipeline (\$13,652,321).

### **Significant Audit Findings**

There were no significant audit findings for this agency.

### **Major Related Legislation**

**House Bill No. 1069** - Increases pay and benefits received by National Guard members requiring additional funding.

**House Bill No. 1070** - Establishes a hazard mitigation revolving loan fund to be administered by the Department of Emergency Services in accordance with the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act. The STORM Act requires the state to provide a 10 percent match before the Federal Emergency Management Agency (FEMA) will provide its 90 percent cost-share. Funding of \$1 million from the state disaster relief fund has been included in the Adjutant General's budget to meet this requirement.

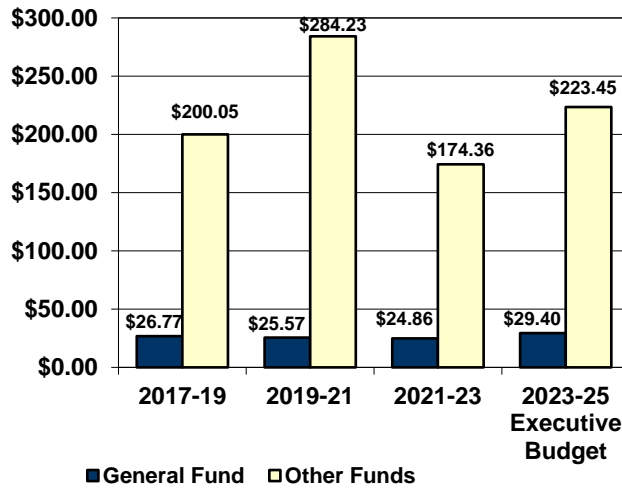
**House Bill No. 2094** - Expands National Guard tuition grants to include out-of-state postsecondary education institutions. Unexpended general fund appropriation authority from the 2021-23 biennium tuition, recruiting, and retention line item provides the funding for the estimated cost of \$1,615,000.

**House Bill No. 2183** - Provides a 2021-23 biennium deficiency appropriation of \$25 million from the general fund to the Adjutant General for grants to tribal governments, counties, cities, and townships for emergency snow removal.

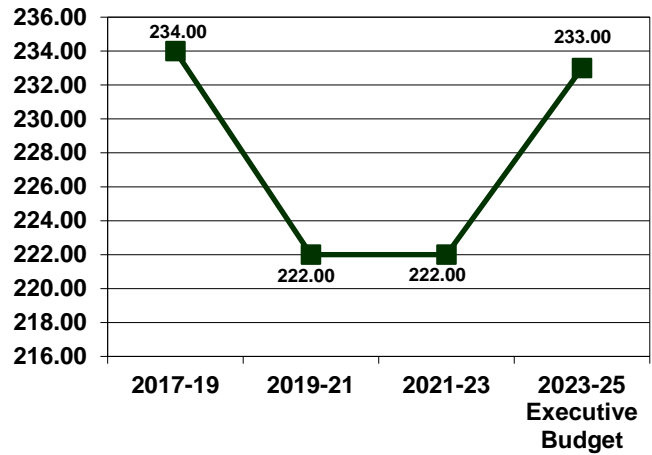
# Historical Appropriations Information

## Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



### Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
Ongoing general fund appropriations	\$29,096,100	\$25,886,422	\$27,390,197	\$22,882,232	\$28,642,040
Increase (decrease) from previous biennium	N/A	(\$3,209,678)	\$1,503,775	(\$4,507,965)	\$5,759,808
Percentage increase (decrease) from previous biennium	N/A	(11.0%)	5.8%	(16.5%)	25.2%
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	(11.0%)	(5.9%)	(21.4%)	(1.6%)

### Major Increases (Decreases) in Ongoing General Fund Appropriations

#### 2017-19 Biennium

1. Reduced funding for operating expenses (\$2,307,572)
2. Increased funding for recruitment \$100,000
3. Reduced funding for National Guard armory grants (\$190,961)
4. Removed funding for mortuary response training (\$191,900)
5. Reduced funding for the reintegration program (\$716,075)

#### 2019-21 Biennium

1. Removed 9 FTE positions, including 4 communications specialists, 1 geographic information systems specialist, 1 carpenter, 1 security officer, and 2 veterans benefits specialists (\$1,017,146)
2. Increased funding for National Air Guard and Army Guard contract operating expenses \$475,000
3. Reduced funding for operating expenses, including information technology (IT), travel, utilities, repairs, miscellaneous supplies, and professional services (\$939,727)
4. Increased funding for National Guard tuition assistance, to provide a total of \$4,617,500 \$2,000,000

#### 2021-23 Biennium

1. Transferred maintenance of State Radio towers to the Information Technology Department (\$1,858,240)
2. Removed 2 FTE positions, including a facility services position and reintegration program position (\$476,508)
3. Reduced funding for tuition assistance to provide a total of \$3,042,235 (\$1,739,837)
4. Reduced funding for the National Guard (\$808,320)

#### 2023-25 Biennium (Executive Budget Recommendation)



1. Adds 6 FTE positions for a watch center, of which \$1,233,992 is for salaries and wages and \$234,600 is for ongoing operating expenses	\$1,468,592
2. Adds 3 FTE positions for the Dickinson Readiness Center, of which \$306,174 is for salaries and wages and \$183,500 is for ongoing operating expenses	\$489,674
3. Adds 1 FTE for State Radio	\$153,274
4. Adjusts funding for State Radio FTE cost to continue	\$168,286
5. Adds funding for maintenance and repairs to provide a total of \$15,154,053	\$1,500,000
6. Adds funding for increase in armory rent	\$374,776
7. Adds funding for increased IT unification costs	\$156,000

**One-Time General Fund Appropriations**

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
One-time general fund appropriations	\$1,844,672	\$887,823	\$181,000	\$1,980,000	\$760,000

**Major One-Time General Fund Appropriations**

**2017-19 Biennium**

. Repayment of the Bank of North Dakota loans for disaster costs	\$867,823
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**2019-21 Biennium**

IT upgrades	\$181,000
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**2021-23 Biennium**

1. Camp Grafton expansion	\$1,750,000
2. Emergency response equipment and supplies	\$100,000

**2023-25 Biennium (Executive Budget Recommendation)**

1. State Radio console replacement	\$300,000
2. Dickinson Readiness Center	\$300,000
3. Retirement packages for retirees	\$100,000
4. Minot hangar purchase	\$60,000

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Executive Budget Recommendation				Senate Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590
<b>2023-25 Ongoing Funding Changes</b>								
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243
Salary increase		965,608	1,755,542	2,721,150		720,583	1,315,228	2,035,811
Health insurance increase		332,474	737,408	1,069,882		340,122	754,371	1,094,493
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456	1.00	153,274	102,182	255,456
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592	6.00	1,468,592		1,468,592
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	489,674	476,674	966,348	3.00	174,794	161,794	336,588
Adds 1 FTE general trades maintenance worker position	1.00	6,032	6,032	12,064				0
Adds 1 FTE position for Air National Guard security forces				0	1.00		142,638	142,638
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0		168,286	(168,286)	0
Adds funding for IT rate increase		8,787	18,670	27,457		8,787	18,670	27,457
Transfers funding between line items			(1)	(1)			(1)	(1)
Adds funding for increase in armory rent		374,776		374,776		374,776		374,776
Adds funding for Civil Air Patrol 3 percent operating costs increase		4,915		4,915		4,915		4,915
Adds funding for ND1000 recruiting program				0		320,000		320,000
Adds funding for state active duty training funds		40,000		40,000		40,000		40,000
Adds funding for maintenance and repairs		1,500,000		1,500,000		1,500,000		1,500,000
Adds funding for increased IT unification costs		156,000		156,000		156,000		156,000
Removes ongoing funding for federal equipment			(660,000)	(660,000)			(660,000)	(660,000)
Adds funding for homeland security grants			13,240,000	13,240,000			13,240,000	13,240,000
Adds funding for cybersecurity grant				0		628,000		628,000
Adjusts funding for disaster grants			22,732,411	22,732,411			22,732,411	22,732,411
Total ongoing funding changes	11.00	\$5,759,808	\$38,435,485	\$44,195,293	11.00	\$6,149,519	\$37,833,860	\$43,983,379
<b>One-Time Funding Items</b>								
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000			2,700,000	2,700,000
Adds one-time funding for a Camp Grafton fitness facility project			9,000,000	9,000,000				0
Adds one-time funding for Camp Grafton training center billets project			6,000,000	6,000,000			5,300,000	5,300,000
Adds one-time funding for a military museum project			20,000,000	20,000,000				0
Adds one-time funding for Dickinson Readiness Center		300,000	10,000,000	10,300,000			8,900,000	8,900,000
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000
Adds one-time funding for the STORM Act			1,000,000	1,000,000			1,000,000	1,000,000
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000		300,000		300,000
Adds one-time funding for disaster response equipment			660,000	660,000			660,000	660,000
Adds one-time funding for Williston Readiness Center				0			2,600,000	2,600,000
Adds one-time funding for disaster grants				0			142,652,500	142,652,500
Total one-time funding changes	0.00	\$760,000	\$49,535,000	\$50,295,000	0.00	\$460,000	\$163,987,500	\$164,447,500
<b>Total Changes to Base Level Funding</b>	11.00	\$6,519,808	\$87,970,485	\$94,490,293	11.00	\$6,609,519	\$201,821,360	\$208,430,879
<b>2023-25 Total Funding</b>	233.00	\$29,402,040	\$223,448,843	\$252,850,883	233.00	\$29,491,751	\$337,299,718	\$366,791,469
<i>Federal funds included in other funds</i>			\$163,359,085				\$313,867,906	
<i>Total ongoing changes as a percentage of base level</i>	5.0%	25.2%	28.4%	27.9%	5.0%	26.9%	27.9%	27.8%
<i>Total changes as a percentage of base level</i>	5.0%	28.5%	64.9%	59.7%	5.0%	28.9%	149.0%	131.6%

**Other Sections in Adjutant General - Budget No. 540**

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>
Veterans' Cemetery maintenance fund	Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Transfer to Veterans' Cemetery trust fund	Section 20 would provide for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.
Federal State Fiscal Recovery Fund		Section 5 identifies \$16.8 million from the State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.
Transfer of SIIF	Section 17 would transfer \$16 million from the SIIF, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General.	Section 6 identifies \$2.7 million from SIIF for statewide interoperable radio network equipment.
Cybersecurity grant		Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.
Maintenance and repairs	Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.
Exemption - Computer-aided dispatch equipment	Section 5 would provide that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Tuition, recruiting, and retention	Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of Section 9 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Fraine Barracks automation system	Section 7 would provide that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Other Sections in Adjutant General - Budget No. 540**

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>
Exemption - Communication bridge training site	Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - American Rescue Plan Act	Sections 14 and 15 would provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of Section 9 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Camp Grafton expansion	Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.
North Dakota military museum	Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.	Section 11 allows the Adjutant General to accept funds, including private and federal, for the construction of a North Dakota military museum.
Emergency clause		Section 12 declares sections 4 and 7 of this act to be an emergency measure.
Transfer of legacy earnings fund	Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General.	

# 2023 HOUSE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Brynhild Haugland Room, State Capitol

SB 2016  
3/6/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.

**2:30 PM Chairman Monson** called the meeting to order.

**Members present: Chairman Monson, Vice Chair Brandenburg, Rep. Bellew, Rep. Meier, Rep. Pyle, Rep. Mock**

**Members not present: Rep Kempenich**

### Discussion Topics:

- State Radio
- Homeland Security  
Emergency Services
- Civil Air Patrol
- Camp Grafton Lodging

**Adjutant General Dohrmann, ND National Guard**, provided testimony in favor of the bill. Testimony (#22229)

**Darin Anderson, Director of ND State Radio**, provided testimony in favor of the bill. Testimony (#22229)

**Darin Hanson, Director of Homeland Security, Department of Emergency Services** testified in favor of the bill. Testimony (#22229)

**Lt. Colonel Sean Johnson, Chief of Staff Missions ND Civil Air Patrol**, testified in favor of the bill. Testimony (#22229)

**Adjutant General Dohrmann, ND National Guard**, testified in favor of the bill. Testimony (#22229)

**Bill Pederson Director of ND Historical Society**, spoke in favor of the bill.

**Additional written testimony:** Jennifer Scheet, Office of the Adjutant General Testimony: (#22230, #22228, #22227, #22226) Bob Henderson, Director of Technology, Cass County Government/IIJA Task Force Testimony (#22147) John Paczkowski, State Engineer, Department of Water Resources Testimony (#22139) Kathrine Grindberg, Executive Vice President, FMWF Chamber of Commerce(#22130)

4:41PM Chairman Monson closed the meeting.

*Amy Liepke, Committee Clerk*

# 2023 HOUSE STANDING COMMITTEE MINUTES

Appropriations - Government Operations Division  
Brynhild Haugland Room, State Capitol

SB 2016  
3/13/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

**2:39 PM Chairman Monson called the meeting to order.**

**Members present: Chairman Monson, Vice Chair Brandenburg, Rep. Bellew, Rep. Kempenich, Rep. Meier, Rep. Pyle, Rep. Mock**

**Discussion Topics:**

- Turn Over
- Retirements
- Carry over clause
- Exemptions and transfers
- Base Level Funding Changes

**Adjutant General AL Dohrmann, ND National Guard Additional** testified in favor of SB 2016. Testimony (#22229)

**Rep Monson, presented the first amendment** [23.0270.02002] Testimony (#24411)

**Rep. Monson presented the second amendment** [23.0270.02003] (#24412)

**Rep. Monson** presented Budget 540 Testimony (#24413)

**Darin Hanson, Director of Homeland Security, Dept. of Emergency Services** spoke in favor of the bill.

**Additional testimony:** Kathrin Grindberg, Executive Vice President. FMWF Chamber Commerce. Testimony (#24050)

**4 :50 PM Chairman Monson closed the meeting.**

*Amy Liepke, Committee Clerk*

# 2023 HOUSE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Brynhild Haugland Room, State Capitol

SB 2016  
3/16/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

Chairman Monson opened the meeting at 10:17 AM

**Members present: Chairman Monson, Vice Chair Brandenburg, Rep. Kempenich, Rep. Meier, Rep. Pyle, Rep. Mock**

**Members Absent: Rep. Bellew,**

### **Discussion Topics:**

- Amendment (23.0270.02005) (23.0270.02003)
- Budget 540
- ARPA Funds
- New Training Facility's
- General Funds
- SIIF Funds
- Federal Funds
- Civil Air Patrol
- Requiring challenges
- Disaster grants
- Tuition assistance expansion
- Cyber Security
- Military Museum

Alan Dohrmann, Adjutant General of North Dakota, (#25563) (#25608)

Darin Hanson, Director of the Department of Emergency Services, answered questions for the committee.

Alan Dohrmann continues with testimony. Budget 540 (#24413)

Darin Hanson answers questions for the committee about disaster costs funding.

Bob Hanson, Director of Cyber Security Cass County & IGAA Task Force, answered questions for the committee.

Jessica Newby, GCR Lead, answered questions for the committee.

Shawn Riley, BitZero International, clarified questions for the committee. (#25607) (#24412)



House Appropriations - Government Operations Division  
SB 2016  
03-16-23  
Page 2

Vice Chairman Brandenburg, hands out amendment pertaining to flood protection grants (23.0270.02005) (#26434); (#25584)

Chairman Monson closed the hearing at 11:49 AM

*Leah Kuball, Committee Clerk*

# 2023 HOUSE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Brynild Haugland Room, State Capitol

SB 2016  
3/24/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

Chairman Monson opened the meeting at 9:08 AM

**Members present: Chairman Monson, Vice Chair Brandenburg, Rep. Kempenich, Rep. Meier, Rep. Pyle, Rep. Mock, Rep. Bellew**

### Discussion Topics:

- Budget 540
- Amendments 23.0270.02005, 23.0270.02003
- Additional FTE's
- New Camp Grafton facilities
- STORM ACT
- Minot Hanger Purchase
- Military museum

**General Dohrmann**, Answers questions for the committee, and goes over Budget 540 (#26551, #26547)

Chairman Monson discusses Amendments, (23.0270.02003) (#25584)

**Darrin Hanson**, Homeland Security Director, Dept. of Emergency Services, Answers questions for the committee

**General Dohrmann**, Answers questions for the committee

**Darrin Hanson** answered questions for the committee.

**Representative Brandenburg**, Amendment (23.0270.02005) (#26434)

**General Dohrmann**, answers questions for the committee.

**Darrin Hanson**, answers questions for the committee

**General Dohrmann** answers questions for the committee

Chairman Monson closed the hearing at 11:16 AM

*Leah Kuball, Committee Clerk*

# 2023 HOUSE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Brynhild Haugland Room, State Capitol

SB 2016  
3/29/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

Chairman Monson opened the meeting at 8:31 AM

**Members present: Chairman Monson, Vice Chair Brandenburg, Rep. Bellew, Rep. Meier, Rep. Pyle, Rep. Mock**

**Members absent: Rep. Kempenich**

### **Discussion Topics:**

- Vacant FTE's
- Federal Funding
- Salary increases.
- Updating Camp Grafton's facilities
- Health Insurance increases
- Drainage systems

Legislative Council, Budget 540 (#26953)

General Dohrmann, Adjutant General for the ND National Guard Answers questions for the committee (#26977)

Darrin Hanson, Homeland Security Director, Dept. of Emergency Services, Answers questions for the committee

Vice Chairman Brandenburg, Discusses Marion drain system (#26985)

Chairman Monson closed the hearing at 9:53 AM

*Leah Kuball, Committee Clerk*

# 2023 HOUSE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Brynhild Haugland Room, State Capitol

SB 2016  
4/4/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

Chairman Monson opened the meeting at 8:32 AM

**Members present: Chairman Monson, Vice Chair Brandenburg, Rep. Bellew, Rep. Kempenich, Rep. Meier, Rep. Pyle, Rep. Mock**

### Discussion Topics:

- Budget 540
- Legacy funding
- SIIF Funding

Legislative council goes over Budget 540 (#27263)

Jennifer Scheet, Accounting Manager for office of the Adjutant General, answers questions for the committee.

Jackie Huber, Deputy Adjutant General, Answers questions for the committee

Darin Anderson, Director of State Radio, Answers questions for the committee.

Chairman Monson closed the hearing at 9:14 AM.

*Leah Kuball, Committee Clerk*

# 2023 HOUSE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Brynhild Haugland Room, State Capitol

SB 2016  
4/10/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.

Chairman Monson opened the meeting at 9:46 AM

**Members present: Chairman Monson, Vice Chair Brandenburg, Rep. Bellew, Rep. Meier, Rep. Pyle, Rep. Mock**

**Members absent: Rep. Kempenich**

### Discussion Topics:

- Camp Grafton fitness center
- General funds
- Special funds
- General funds
- Federal funds
- Other funds
- Minot airport hanger
- Cyber security
- Additional FTE's
- Amendment (23.0270.02001)

Vice Chairman Brandenburg hands out amendment from Governor's Office (#27392)

Vice Chairman Brandenburg moves to add amendment (#27392) to SB 2016

Seconded by Representative Mock

Roll call vote:

Representatives	Vote
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	AB
Representative Keith Kempenich	AB
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

Motion carries: 5-0-2

Vice Chairman Brandenburg moves to adopt (23.0270.02001) (#27395)

Seconded by Representative Mock

Roll call vote:

<b>Representatives</b>	<b>Vote</b>
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	Y
Representative Keith Kempenich	AB
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

Motion carries: 6-0-1

Vice Chairman Brandenburg moves to further amend by adding \$2 million for disaster relief and adding the emergency clause.

Seconded by Representative Mock

Roll call vote:

<b>Representatives</b>	<b>Vote</b>
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	Y
Representative Keith Kempenich	AB
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

Motion carries: 6-0-1

Vice Chairman Brandenburg Moved a DO PASS as amended on SB 2016

Seconded by Representative Mock

Roll call vote:

<b>Representatives</b>	<b>Vote</b>
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	N
Representative Keith Kempenich	AB
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

Motion carries: 5-1-1

Bill carrier: Vice Chairman Brandenburg

Chairman Monson called the meeting to recess at 10:19 AM

Chairman Monson called meeting back to order at 10:27 AM

Adjutant General Dormann, Answers questions for the committee

Vice Chairman moves to reconsider previous motions made on SB 2016

Seconded by Representative Mock

Roll call vote:

<b>Representatives</b>	<b>Vote</b>
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	Y
Representative Keith Kempenich	AB
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

Motion carries: 6-0-1

Vice Chairman Brandenburg moves to further amend SB 2016 by giving the Adjutant General authority to cost share with the political subdivisions.

Seconded by Representative Mock

Roll call vote:

<b>Representatives</b>	<b>Vote</b>
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	Y
Representative Keith Kempenich	AB
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

Motion carries: 6-0-1

Vice Chairman Brandenburg moves a DO PASS as amended.

Seconded by Representative Mock

Roll call vote:

<b>Representatives</b>	<b>Vote</b>
Representative David Monson	Y
Representative Mike Brandenburg	Y
Representative Larry Bellew	N
Representative Keith Kempenich	AB
Representative Lisa Meier	Y
Representative Corey Mock	Y
Representative Brandy Pyle	Y

Motion carries: 5-1-1

Bill carrier: Vice Chairman Brandenburg

Chairman Monson closed the hearing at 10:40 AM

*Leah Kuball, Committee Clerk*



# 2023 HOUSE STANDING COMMITTEE MINUTES

## Appropriations - Government Operations Division Brynhild Haugland Room, State Capitol

SB 2016  
4/11/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

Chairman Monson opened the meeting at 9:15 AM

**Members present: Chairman Monson, Vice Chair Brandenburg, Rep. Bellew, Rep. Kempenich, Rep. Meier, Rep. Pyle, Rep. Mock**

### **Discussion Topics:**

- Amendment 23.0270.02006

Committee discusses amendment (23.0270.02006) (#27427) before it goes to the full appropriations committee.

Chairman Monson closed the hearing at 9:23 AM.

*Leah Kuball, Committee Clerk*

# 2023 HOUSE STANDING COMMITTEE MINUTES

## Appropriations Committee Brynhild Haugland Room, State Capitol

SB 2016  
4/11/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

**10:58 AM Chairman Vigesaa** Called the meeting to order and roll call was taken-

**Members present;** Chairman Vigesaa, Representative Kempenich, Representative B. Anderson, Representative Bellew, Representative Brandenburg, Representative Hanson, Representative Kreidt, Representative Martinson, Representative Mitskog, Representative Meier, Representative Mock, Representative Monson, Representative Nathe, Representative O'Brien, Representative Pyle, Representative Richter, Representative Sanford, Representative Schatz, Representative Schobinger, Representative Strinden, and Representative G. Stemen

**Members not Present-** Representative J. Nelson and Representative Swiontek

### Discussion Topics:

- Amendment
- Committee Action

**Representative Brandenburg-** Gives the statement of propose and explains amendment 23.0270.02006 (Testimony #27433)

**Representative Brandenburg** Move a adopt amendment 23.0270.02006

**Representative Monson** Seconds the Motion

Committee Discussion- Roll call vote

Representatives	Vote
Representative Don Vigesaa	Y
Representative Keith Kempenich	Y
Representative Bert Anderson	Y
Representative Larry Bellew	A
Representative Mike Brandenburg	Y
Representative Karla Rose Hanson	Y
Representative Gary Kreidt	Y
Representative Bob Martinson	Y
Representative Lisa Meier	Y
Representative Alisa Mitskog	Y
Representative Corey Mock	Y
Representative David Monson	Y
Representative Mike Nathe	Y

Representative Jon O. Nelson	A
Representative Emily O'Brien	Y
Representative Brandy Pyle	Y
Representative David Richter	Y
Representative Mark Sanford	Y
Representative Mike Schatz	Y
Representative Randy A. Schobinger	Y
Representative Greg Stemen	Y
Representative Michelle Strinden	Y
Representative Steve Swiontek	A

**Motion Carries 20-0-3**

**Representative Brandenburg-** Move for a Do Pass as Amended

**Representative Monson** Seconds the Motion

Roll call vote

<b>Representatives</b>	<b>Vote</b>
Representative Don Vigesaa	Y
Representative Keith Kempenich	Y
Representative Bert Anderson	Y
Representative Larry Bellew	A
Representative Mike Brandenburg	Y
Representative Karla Rose Hanson	Y
Representative Gary Kreidt	Y
Representative Bob Martinson	Y
Representative Lisa Meier	Y
Representative Alisa Mitskog	Y
Representative Corey Mock	Y
Representative David Monson	Y
Representative Mike Nathe	Y
Representative Jon O. Nelson	A
Representative Emily O'Brien	Y
Representative Brandy Pyle	Y
Representative David Richter	Y
Representative Mark Sanford	Y
Representative Mike Schatz	Y
Representative Randy A. Schobinger	Y
Representative Greg Stemen	Y
Representative Michelle Strinden	Y
Representative Steve Swiontek	A

**Motion Carries 20-0-3 Representative Brandenburg will carry the bill.**

**11:29 AM Chairman Vigesaa** Closed the meeting for SB 2016

House Appropriations Committee  
SB 2016  
April 11, 2023  
Page 3

*Risa Berube, Committee Clerk*

*H*  
*4-11-23*

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 3, after the semicolon insert "to provide for a legislative management study;"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$7,150,489	\$485,293	\$7,635,782
Operating expenses	3,048,313	165,898	3,214,211
Capital assets	224,046	40,300,000	40,524,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	72,331	381,456
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	496,901	8,987,062
Army guard contract	48,203,473	1,804,510	50,007,983
Veterans' cemetery	1,325,998	33,397	1,359,395
Reintegration program	<u>925,524</u>	<u>(45,471)</u>	<u>880,053</u>
Total all funds	\$72,930,280	\$44,007,635	\$116,937,915
Less estimated income	<u>56,326,564</u>	<u>41,839,440</u>	<u>98,166,004</u>
Total general fund	\$16,603,716	\$2,168,195	\$18,771,911"

Page 2, replace lines 8 through 15 with:

"Salaries and wages	\$12,232,240	\$609,971	\$12,842,211
Operating expenses	6,502,334	313,233	6,815,567
Capital assets	660,000	150,000	810,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	<u>51,485,736</u>	<u>168,853,862</u>	<u>220,339,598</u>
Total all funds	\$85,430,310	\$183,795,066	\$269,225,376
Less estimated income	<u>79,151,794</u>	<u>181,883,703</u>	<u>261,035,497</u>
Total general fund	\$6,278,516	\$1,911,363	\$8,189,879"

Page 2, replace lines 20 through 23 with:

"Grand total general fund	\$22,882,232	\$4,079,558	\$26,961,790
Grand total special funds	<u>135,478,358</u>	<u>223,723,143</u>	<u>359,201,501</u>
Grand total all funds	\$158,360,590	\$227,802,701	\$386,163,291
Full-time equivalent positions	222.00	9.00	231.00"

Page 2, remove lines 29 through 31

Page 3, replace lines 1 through 20 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	20,000,000
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0

Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	1,000,000
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton fitness facility	0	9,000,000
Minot airport hangar	0	60,000
State radio consoles	0	150,000
Cybersecurity grant	0	628,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Flood mitigation grants	0	225,000
Disaster mortuary response team training	0	220,000
Natural disaster response and recovery grants	0	2,000,000
Disaster grants	0	142,652,500
Total all funds	\$40,857,873	\$189,470,500
Total other funds	38,877,873	187,312,500
Total general fund	\$1,980,000	\$2,158,000"

2A  
4-11-23

Page 3, line 29, replace "39-04-10" with "39-04-10.10"

Page 3, after line 30, insert:

**"SECTION 4. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$20,600,000 from the federal state fiscal recovery fund, of which up to \$8,900,000 is for the completion of the Dickinson readiness center in accordance with section 5 of this Act, \$2,700,000 is for statewide interoperable radio network equipment, and \$9,000,000 is for the construction of the Camp Grafton fitness facility.

**SECTION 5. CONTINGENT APPROPRIATION - FEDERAL STATE FISCAL RECOVERY FUND - OTHER FEDERAL FUNDS - ADJUTANT GENERAL.**

1. Subject to the provisions of this section, there is appropriated from federal funds derived from the federal state fiscal recovery fund, not otherwise appropriated, the sum of \$5,300,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of constructing Camp Grafton training billets, for the biennium beginning July 1, 2023, and ending June 30, 2025.
2. The funding appropriated under this section is contingent upon the adjutant general certifying to the office of management and budget that at least \$5,300,000 of federal funding sources other than from the federal state fiscal recovery fund is available and will be used for completion of the Dickinson readiness center project. Upon receiving certification, the director of the office of management and budget shall adjust the appropriate amount of federal funding authority for the Dickinson readiness center project from the federal state fiscal recovery fund to the new federal funding source."

Page 4, replace lines 8 through 17 with:

**"SECTION 7. BANK OF NORTH DAKOTA - LINE OF CREDIT - ADDITIONAL INCOME - LEGISLATIVE INTENT - MILITARY MUSEUM.** The Bank of North Dakota



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shall extend a line of credit to the adjutant general to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing rate charged to North Dakota governmental entities. It is the intent of the sixty-eighth legislative assembly that the adjutant general request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit. The adjutant general may accept other funds, including private and federal funds, for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. ESTIMATED INCOME - STATE DISASTER RELIEF FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 2 of section 1 of this Act includes \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs related to previous state disasters, \$1,000,000 is for the ten percent state match for the federal safeguarding tomorrow through ongoing risk mitigation program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for flood mitigation grants."

**SECTION 9. NATURAL DISASTER RESPONSE AND RECOVERY GRANTS.** The disaster costs line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the state disaster relief fund for providing grants to political subdivisions for costs relating to preventing loss of life or significant property damage when responding to and recovering from natural disasters."

Page 6, replace lines 6 through 10 with:

**"SECTION 14. LEGISLATIVE MANAGEMENT STUDY - COLD WAR TRAIL PROJECT.** During the 2023-24 interim, the legislative management shall consider studying the feasibility and desirability of a cold war trail project. The study must include the cooperation of the adjutant general, department of commerce, and the state historical society when considering potential sites to include on the trail and options and costs of:

1. The construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
2. Providing educational resources regarding North Dakota's role in the cold war; and
3. Promoting tourism for North Dakota cold war historic sites.

The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 6, line 11, replace "of" with "in"

Page 6, line 12, after the first "Act" insert ", the sum of \$2,000,000 in the disaster costs line item in subdivision 2 of section 1 of this Act, the sum of \$60,000 in the civil air patrol line item of subdivision 1 of section 1 of this Act,"

Page 6, line 12, replace "4" with "6, 9,"

Page 6, line 12, replace "7" with "10"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

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**Senate Bill No. 2016 - Summary of House Action**

	Base Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00
Department of Emergency Services				
Total all funds	\$85,430,310	\$269,022,253	\$203,123	\$269,225,376
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00
Bill total				
Total all funds	\$158,360,590	\$366,791,469	\$24,671,822	\$391,463,291
Less estimated income	135,478,358	337,299,718	27,201,783	364,501,501
General fund	\$22,882,232	\$29,491,751	(\$2,529,961)	\$26,961,790
FTE	222.00	233.00	(2.00)	231.00

**Senate Bill No. 2016 - Adjutant General - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$7,150,489	\$7,907,798	(\$272,016)	\$7,635,782
Operating expenses	3,048,313	3,299,461	(85,250)	3,214,211
Capital assets	224,046	19,724,046	20,800,000	40,524,046
Grants	210,916	585,692		585,692
Civil air patrol	309,125	387,155	(5,699)	381,456
Tuition, recruiting, and retention	3,042,235	3,362,235		3,362,235
Air guard contract	8,490,161	9,021,309	(34,247)	8,987,062
Army guard contract	48,203,473	51,174,837	(1,166,854)	50,007,983
Veterans' cemetery	1,325,998	1,395,288	(35,893)	1,359,395
Reintegration program	925,524	911,395	(31,342)	880,053
Contingent Funding			5,300,000	5,300,000
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00

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**Department 540 - Adjutant General - Detail of House Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts Funding for FTE Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Adds Contingent Funding for Camp Grafton Billets <sup>6</sup>
Salaries and wages	\$98,750	\$55,747	(\$426,513)			
Operating expenses		(85,250)				
Capital assets					\$20,800,000	
Grants						
Civil air patrol	2,158		(7,857)			
Tuition, recruiting, and retention						
Air guard contract	73,880		(408,127)		300,000	
Army guard contract	220,259	(27)	(887,086)	(\$500,000)		
Veterans' cemetery	13,829		(49,722)			
Reintegration program	12,299		(43,641)			
Contingent Funding						\$5,300,000
<b>Total all funds</b>	<b>\$421,175</b>	<b>(\$29,530)</b>	<b>(\$1,822,946)</b>	<b>(\$500,000)</b>	<b>\$21,100,000</b>	<b>\$5,300,000</b>
Less estimated income	281,364	(14,765)	(1,243,343)	0	21,100,000	5,300,000
General fund	\$139,811	(\$14,765)	(\$579,603)	(\$500,000)	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total House Changes
Salaries and wages	(\$272,016)
Operating expenses	(85,250)
Capital assets	20,800,000
Grants	
Civil air patrol	(5,699)
Tuition, recruiting, and retention	
Air guard contract	(34,247)
Army guard contract	(1,166,854)
Veterans' cemetery	(35,893)
Reintegration program	(31,342)
Contingent Funding	5,300,000
<b>Total all funds</b>	<b>\$24,468,699</b>
Less estimated income	25,423,256
General fund	(\$954,557)
FTE	0.00

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$147,237	\$296,353	\$443,590
Health insurance adjustment	(7,426)	(14,989)	(22,415)
Total	\$139,811	\$281,364	\$421,175

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$29,530 is adjusted for the following FTE position changes:

- Removes \$41,594 for 1 FTE custodial supervisor position for the Dickinson Readiness Center, of which \$20,797 is from the general fund and \$20,797 is from federal funds.
- Adds \$12,064 for 1 FTE trades maintenance worker position for the Camp Grafton fitness facility, of which \$6,032 is from the general fund and \$6,032 is from federal funds. The funding is for 2 months of salary.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

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	General Fund	Other Funds	Total
New FTE positions	(\$61,780)	(\$204,418)	(\$266,198)
Vacant FTE positions	(517,823)	(1,038,925)	(1,556,748)
Total	(\$579,603)	(\$1,243,343)	(\$1,822,946)

<sup>4</sup> Funding of \$1.5 million from the general fund for maintenance and repairs of National Guard facilities was changed from ongoing to one-time funding and reduced by \$500,000 to provide a total of \$1 million.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$9 million from the federal State Fiscal Recovery Fund is added for the construction of a Camp Grafton fitness facility;
- Funding of \$5.3 million from the federal State Fiscal Recovery Fund is removed for the construction of Camp Grafton training center billets (see footnote 6 below);
- Funding of \$20 million from a Bank of North Dakota line of credit is added for the construction of a North Dakota military museum; and
- Funding of \$2.6 million from the federal State Fiscal Recovery Fund is removed for design and engineering of a new Williston Readiness Center.
- Funding of \$2.7 million was changed from the Strategic Investment and Improvements Fund to the federal State Fiscal Recovery Fund for statewide interoperable radio network equipment.

<sup>6</sup> A section is added providing a contingent appropriation from federal funds for the construction of Camp Grafton training center billets. If other federal funds become available for the completion of the Dickinson Readiness Center, funding from the federal State Fiscal Recovery Fund of up to \$5,300,000 may be used to construct the billets.

**Senate Bill No. 2016 - Department of Emergency Services - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$12,232,240	\$14,894,591	(\$2,052,380)	\$12,842,211
Operating expenses	6,502,334	7,815,567	(1,000,000)	6,815,567
Capital assets	660,000	960,000	(150,000)	810,000
Grants	14,550,000	28,418,000		28,418,000
Disaster costs	51,485,736	216,934,095	3,405,503	220,339,598
Total all funds	\$85,430,310	\$269,022,253	\$203,123	\$269,225,376
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00

**Department 542 - Department of Emergency Services - Detail of House Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Removes Funding for Watch Center Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Total House Changes
Salaries and wages	\$173,038	(\$409,260)	(\$1,816,158)			(\$2,052,380)
Operating expenses					(\$1,000,000)	(1,000,000)
Capital assets					(150,000)	(150,000)
Grants						
Disaster costs	15,629		(55,126)		3,445,000	3,405,503
Total all funds	\$188,667	(\$409,260)	(\$1,871,284)	\$0	\$2,295,000	\$203,123
Less estimated income	134,159	0	(580,632)	0	2,225,000	1,778,527
General fund	\$54,508	(\$409,260)	(\$1,290,652)	\$0	\$70,000	(\$1,575,404)
FTE	0.00	(2.00)	0.00	0.00	0.00	(2.00)

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$67,588	\$138,705	\$206,293
Health insurance adjustment	(13,080)	(4,546)	(17,626)
Total	\$54,508	\$134,159	\$188,667



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The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$409,260 from the general fund is removed for 2 FTE watch center analysts for the Department of Emergency Services.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
New FTE positions	(\$978,006)	(\$102,182)	(\$1,080,188)
Vacant FTE positions	<u>(312,646)</u>	<u>(478,450)</u>	<u>(791,096)</u>
Total	(\$1,290,652)	(\$580,632)	(\$1,871,284)

<sup>4</sup> Funding of \$628,000 from the general fund for the cybersecurity grant was changed from ongoing to one-time funding.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$150,000 from the general fund is reduced for State Radio console replacement to provide a total of \$150,000;
- Funding of \$220,000 from the general fund is added for disaster mortuary response team training;
- Funding of \$225,000 from the disaster relief fund is added for flood mitigation grants to the City of Marion;
- Funding of \$2 million from the disaster relief fund is added for natural disaster response and recovery grants.

This amendment also:

- Adds a section providing a line of credit from the Bank of North Dakota to the Adjutant General for \$20 million for the construction of a North Dakota military museum.
- Identifies \$20.6 million from the federal State Fiscal Recovery Fund, of which \$8.9 million is for the completion of the Dickinson Readiness Center, \$2.7 million is for statewide interoperable radio network equipment, and \$9 million is for the construction of the Camp Grafton fitness facility. If other federal funds become available for the completion of the Dickinson Readiness Center, then federal state fiscal recovery funds of up to \$5.3 million may instead be used for the construction of Camp Grafton training center billets.
- Identifies \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs relating to previous state disasters, \$1,000,000 is for the 10 percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for a flood mitigation grant to the City of Marion.
- Removes a section identifying \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment. The House changed the funding to the federal State Fiscal Recovery Fund.
- Provides that the \$60,000 for the purchase of a Minot hangar and the \$2 million for natural disaster response and recovery grants are an emergency.
- Changes the section to allow the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum. The Senate version only allowed the Adjutant General to accept donations for the project.
- Adds a section to provide for a Legislative Management study of a cold war trail project.

**REPORT OF STANDING COMMITTEE**

**SB 2016, as engrossed: Appropriations Committee (Rep. Vigesaa, Chairman)**  
 recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends  
**DO PASS** (20 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). Engrossed SB 2016  
 was placed on the Sixth order on the calendar.

Page 1, line 3, after the semicolon insert "to provide for a legislative management study;"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$7,150,489	\$485,293	\$7,635,782
Operating expenses	3,048,313	165,898	3,214,211
Capital assets	224,046	40,300,000	40,524,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	72,331	381,456
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	496,901	8,987,062
Army guard contract	48,203,473	1,804,510	50,007,983
Veterans' cemetery	1,325,998	33,397	1,359,395
Reintegration program	<u>925,524</u>	<u>(45,471)</u>	<u>880,053</u>
Total all funds	\$72,930,280	\$44,007,635	\$116,937,915
Less estimated income	<u>56,326,564</u>	<u>41,839,440</u>	<u>98,166,004</u>
Total general fund	\$16,603,716	\$2,168,195	\$18,771,911"

Page 2, replace lines 8 through 15 with:

"Salaries and wages	\$12,232,240	\$609,971	\$12,842,211
Operating expenses	6,502,334	313,233	6,815,567
Capital assets	660,000	150,000	810,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	<u>51,485,736</u>	<u>168,853,862</u>	<u>220,339,598</u>
Total all funds	\$85,430,310	\$183,795,066	\$269,225,376
Less estimated income	<u>79,151,794</u>	<u>181,883,703</u>	<u>261,035,497</u>
Total general fund	\$6,278,516	\$1,911,363	\$8,189,879"

Page 2, replace lines 20 through 23 with:

"Grand total general fund	\$22,882,232	\$4,079,558	\$26,961,790
Grand total special funds	<u>135,478,358</u>	<u>223,723,143</u>	<u>359,201,501</u>
Grand total all funds	\$158,360,590	\$227,802,701	\$386,163,291
Full-time equivalent positions	222.00	9.00	231.00"

Page 2, remove lines 29 through 31

Page 3, replace lines 1 through 20 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	20,000,000
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0
Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	1,000,000
Retirement payouts	0	275,000

Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton fitness facility	0	9,000,000
Minot airport hangar	0	60,000
State radio consoles	0	150,000
Cybersecurity grant	0	628,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Flood mitigation grants	0	225,000
Disaster mortuary response team training	0	220,000
Natural disaster response and recovery grants	0	2,000,000
Disaster grants	0	<u>142,652,500</u>
Total all funds	\$40,857,873	\$189,470,500
Total other funds	<u>38,877,873</u>	<u>187,312,500</u>
Total general fund	\$1,980,000	\$2,158,000"

Page 3, line 29, replace "39-04-10" with "39-04-10.10"

Page 3, after line 30, insert:

**"SECTION 4. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$20,600,000 from the federal state fiscal recovery fund, of which up to \$8,900,000 is for the completion of the Dickinson readiness center in accordance with section 5 of this Act, \$2,700,000 is for statewide interoperable radio network equipment, and \$9,000,000 is for the construction of the Camp Grafton fitness facility.

**SECTION 5. CONTINGENT APPROPRIATION - FEDERAL STATE FISCAL RECOVERY FUND - OTHER FEDERAL FUNDS - ADJUTANT GENERAL.**

1. Subject to the provisions of this section, there is appropriated from federal funds derived from the federal state fiscal recovery fund, not otherwise appropriated, the sum of \$5,300,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of constructing Camp Grafton training billets, for the biennium beginning July 1, 2023, and ending June 30, 2025.
2. The funding appropriated under this section is contingent upon the adjutant general certifying to the office of management and budget that at least \$5,300,000 of federal funding sources other than from the federal state fiscal recovery fund is available and will be used for completion of the Dickinson readiness center project. Upon receiving certification, the director of the office of management and budget shall adjust the appropriate amount of federal funding authority for the Dickinson readiness center project from the federal state fiscal recovery fund to the new federal funding source."

Page 4, replace lines 8 through 17 with:

**"SECTION 7. BANK OF NORTH DAKOTA - LINE OF CREDIT - ADDITIONAL INCOME - LEGISLATIVE INTENT - MILITARY MUSEUM.** The Bank of North Dakota shall extend a line of credit to the adjutant general to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing rate charged to North Dakota governmental entities. It is the intent of the sixty-eighth legislative assembly that the adjutant general request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit. The adjutant general may accept other funds, including private and federal funds, for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. ESTIMATED INCOME - STATE DISASTER RELIEF FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 2 of section 1 of this Act includes \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs related to previous state disasters, \$1,000,000 is for the ten percent state match for the federal safeguarding tomorrow through ongoing risk mitigation program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for flood mitigation grants."

**SECTION 9. NATURAL DISASTER RESPONSE AND RECOVERY GRANTS.** The disaster costs line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the state disaster relief fund for providing grants to political subdivisions for costs relating to preventing loss of life or significant property damage when responding to and recovering from natural disasters."

Page 6, replace lines 6 through 10 with:

**"SECTION 14. LEGISLATIVE MANAGEMENT STUDY - COLD WAR TRAIL PROJECT.** During the 2023-24 interim, the legislative management shall consider studying the feasibility and desirability of a cold war trail project. The study must include the cooperation of the adjutant general, department of commerce, and the state historical society when considering potential sites to include on the trail and options and costs of:

1. The construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
2. Providing educational resources regarding North Dakota's role in the cold war; and
3. Promoting tourism for North Dakota cold war historic sites.

The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 6, line 11, replace "of" with "in"

Page 6, line 12, after the first "Act" insert ", the sum of \$2,000,000 in the disaster costs line item in subdivision 2 of section 1 of this Act, the sum of \$60,000 in the civil air patrol line item of subdivision 1 of section 1 of this Act,"

Page 6, line 12, replace "4" with "6, 9,"

Page 6, line 12, replace "7" with "10"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of House Action**

	Base Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00
Department of Emergency Services				
Total all funds	\$85,430,310	\$269,022,253	\$203,123	\$269,225,376
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879

FTE	70.00	77.00	(2.00)	75.00
Bill total				
Total all funds	\$158,360,590	\$366,791,469	\$24,671,822	\$391,463,291
Less estimated income	135,478,358	337,299,718	27,201,783	364,501,501
General fund	\$22,882,232	\$29,491,751	(\$2,529,961)	\$26,961,790
FTE	222.00	233.00	(2.00)	231.00

**Senate Bill No. 2016 - Adjutant General - House Action**

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Grants	210,916	585,692		585,692
Civil air patrol	309,125	387,155	(5,699)	381,456
Tuition, recruiting, and retention	3,042,235	3,362,235		3,362,235
Air guard contract	8,490,161	9,021,309	(34,247)	8,987,062
Army guard contract	48,203,473	51,174,837	(1,166,854)	50,007,983
Veterans' cemetery	1,325,998	1,395,288	(35,893)	1,359,395
Reintegration program	925,524	911,395	(31,342)	880,053
Contingent Funding			5,300,000	5,300,000
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00

**Department 540 - Adjutant General - Detail of House Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts Funding for FTE Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Adds Contingent Funding for Camp Grafton Billets <sup>6</sup>
Salaries and wages	\$98,750	\$55,747	(\$426,513)			
Operating expenses		(85,250)				
Capital assets					\$20,800,000	
Grants						
Civil air patrol	2,158		(7,857)			
Tuition, recruiting, and retention						
Air guard contract	73,880		(408,127)		300,000	
Army guard contract	220,259	(27)	(887,086)	(\$500,000)		
Veterans' cemetery	13,829		(49,722)			
Reintegration program	12,299		(43,641)			
Contingent Funding						\$5,300,000
Total all funds	\$421,175	(\$29,530)	(\$1,822,946)	(\$500,000)	\$21,100,000	\$5,300,000
Less estimated income	281,364	(14,765)	(1,243,343)	0	21,100,000	5,300,000
General fund	\$139,811	(\$14,765)	(\$579,603)	(\$500,000)	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total House Changes
Salaries and wages	(\$272,016)
Operating expenses	(85,250)
Capital assets	20,800,000
Grants	
Civil air patrol	(5,699)
Tuition, recruiting, and retention	
Air guard contract	(34,247)
Army guard contract	(1,166,854)
Veterans' cemetery	(35,893)
Reintegration program	(31,342)
Contingent Funding	5,300,000
Total all funds	\$24,468,699
Less estimated income	25,423,256
General fund	(\$954,557)
FTE	0.00

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
Salary increase	\$147,237	\$296,353	\$443,590
Health insurance adjustment	(7,426)	(14,989)	(22,415)
Total	\$139,811	\$281,364	\$421,175

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$29,530 is adjusted for the following FTE position changes:

- Removes \$41,594 for 1 FTE custodial supervisor position for the Dickinson Readiness Center, of which \$20,797 is from the general fund and \$20,797 is from federal funds.
- Adds \$12,064 for 1 FTE trades maintenance worker position for the Camp Grafton fitness facility, of which \$6,032 is from the general fund and \$6,032 is from federal funds. The funding is for 2 months of salary.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
New FTE positions	(\$61,780)	(\$204,418)	(\$266,198)
Vacant FTE positions	(517,823)	(1,038,925)	(1,556,748)
Total	(\$579,603)	(\$1,243,343)	(\$1,822,946)

<sup>4</sup> Funding of \$1.5 million from the general fund for maintenance and repairs of National Guard facilities was changed from ongoing to one-time funding and reduced by \$500,000 to provide a total of \$1 million.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$9 million from the federal State Fiscal Recovery Fund is added for the construction of a Camp Grafton fitness facility;
- Funding of \$5.3 million from the federal State Fiscal Recovery Fund is removed for the construction of Camp Grafton training center billets (see footnote 6 below);
- Funding of \$20 million from a Bank of North Dakota line of credit is added for the construction of a North Dakota military museum; and
- Funding of \$2.6 million from the federal State Fiscal Recovery Fund is removed for design and engineering of a new Williston Readiness Center.
- Funding of \$2.7 million was changed from the Strategic Investment and Improvements Fund to the federal State Fiscal Recovery Fund for statewide interoperable radio network equipment.

<sup>6</sup> A section is added providing a contingent appropriation from federal funds for the construction of Camp Grafton training center billets. If other federal funds become available for the completion of the Dickinson Readiness Center, funding from the federal State Fiscal Recovery Fund of up to \$5,300,000 may be used to construct the billets.



**Senate Bill No. 2016 - Department of Emergency Services - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$12,232,240	\$14,894,591	(\$2,052,380)	\$12,842,211
Operating expenses	6,502,334	7,815,567	(1,000,000)	6,815,567
Capital assets	660,000	960,000	(150,000)	810,000
Grants	14,550,000	28,418,000		28,418,000
Disaster costs	51,485,736	216,934,095	3,405,503	220,339,598
Total all funds	\$85,430,310	\$269,022,253	\$203,123	\$269,225,376
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00

**Department 542 - Department of Emergency Services - Detail of House Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Removes Funding for Watch Center Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Total House Changes
Salaries and wages	\$173,038	(\$409,260)	(\$1,816,158)			(\$2,052,380)
Operating expenses					(\$1,000,000)	(1,000,000)
Capital assets					(150,000)	(150,000)
Grants						
Disaster costs	15,629		(55,126)		3,445,000	3,405,503
Total all funds	\$188,667	(\$409,260)	(\$1,871,284)	\$0	\$2,295,000	\$203,123
Less estimated income	134,159	0	(580,632)	0	2,225,000	1,778,527
General fund	\$54,508	(\$409,260)	(\$1,290,652)	\$0	\$70,000	(\$1,575,404)
FTE	0.00	(2.00)	0.00	0.00	0.00	(2.00)

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$67,588	\$138,705	\$206,293
Health insurance adjustment	(13,080)	(4,546)	(17,626)
Total	\$54,508	\$134,159	\$188,667

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$409,260 from the general fund is removed for 2 FTE watch center analysts for the Department of Emergency Services.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
New FTE positions	(\$978,006)	(\$102,182)	(\$1,080,188)
Vacant FTE positions	(312,646)	(478,450)	(791,096)
Total	(\$1,290,652)	(\$580,632)	(\$1,871,284)

<sup>4</sup> Funding of \$628,000 from the general fund for the cybersecurity grant was changed from ongoing to one-time funding.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$150,000 from the general fund is reduced for State Radio console replacement to provide a total of \$150,000;
- Funding of \$220,000 from the general fund is added for disaster mortuary response team training;
- Funding of \$225,000 from the disaster relief fund is added for flood mitigation grants to the City of Marion;
- Funding of \$2 million from the disaster relief fund is added for natural disaster

response and recovery grants.

This amendment also:

- Adds a section providing a line of credit from the Bank of North Dakota to the Adjutant General for \$20 million for the construction of a North Dakota military museum.
- Identifies \$20.6 million from the federal State Fiscal Recovery Fund, of which \$8.9 million is for the completion of the Dickinson Readiness Center, \$2.7 million is for statewide interoperable radio network equipment, and \$9 million is for the construction of the Camp Grafton fitness facility. If other federal funds become available for the completion of the Dickinson Readiness Center, then federal state fiscal recovery funds of up to \$5.3 million may instead be used for the construction of Camp Grafton training center billets.
- Identifies \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs relating to previous state disasters, \$1,000,000 is for the 10 percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for a flood mitigation grant to the City of Marion.
- Removes a section identifying \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment. The House changed the funding to the federal State Fiscal Recovery Fund.
- Provides that the \$60,000 for the purchase of a Minot hangar and the \$2 million for natural disaster response and recovery grants are an emergency.
- Changes the section to allow the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum. The Senate version only allowed the Adjutant General to accept donations for the project.
- Adds a section to provide for a Legislative Management study of a cold war trail project.

**2023 CONFERENCE COMMITTEE**

**SB 2016**

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
4/20/2023  
Conference Committee

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

10:02 AM Chairman Rust opened the conference committee meeting on SB 2016.

Senators present: Senators Rust, Krebsbach, and Sorvaag.

Representatives present: Representatives Brandenburg, Pyle, and Monson.

### **Discussion Topics:**

- Adjutant General
- Long sheet review
- Fitness center
- Military museum
- Funding pools
- Conference committee discussion

10:02 AM Representative Brandenburg explains the House amendments to the bill, long sheet testimony # 27733.

10:15 AM Alan Dormann, Adjutant General North Dakota National Guard, answered questions from the committee, testimony # 27740.

10:30 AM Chairman Rust closed the meeting.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
4/20/2023  
Conference Committee

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

5:34 PM Chairman Rust opened the conference committee meeting on SB 2016.

Senators present: Senators Rust, Krebsbach, and Sorvaag.

Representatives present: Representatives Brandenburg, Pyle, and Monson.

### **Discussion Topics:**

- Adjutant General
- Long sheet review
- Conference committee discussion

5:34 PM Chairman Rust continued discussion as to long sheets, testimony # 27733.

5:41 PM Alan Dohrmann, Adjutant General, answered questions from the committee, no written testimony.

5:53 PM Senator Sorvaag introduced a proposed amendment relating to a Bank of North Dakota line of credit, testimony # 27767.

5:55 PM Chairman Rust closed the meeting.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
4/21/2023  
Conference Committee

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

10:37 AM Chairman Rust opened the conference committee meeting on SB 2016.

Senators present: Senators Rust, Krebsbach, and Sorvaag.

Representatives present: Representatives Brandenburg, Pyle, and Monson.

### **Discussion Topics:**

- Adjutant General
- Budget review
- First responders
- Line of credit
- Military museum
- Legacy funding
- Conference committee discussion

10:37 AM Chairman Rust reviewed the committee status.

10:37 AM Alan Dohrmann, Adjutant General, testified in favor of the budget, proposed recommendations where budget cuts could be made, testimony # 27785.

10:48 AM Kelvin Hullet, Vice President Bank of North Dakota, answered questions from the committee.

10:54 AM Chairman Rust closed the meeting.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
4/21/2023  
Conference Committee

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

2:33 PM Chairman Rust opened the conference committee meeting on SB 2016.

Senators present: Senators Rust, Krebsbach, and Sorvaag.

Representatives present: Representatives Brandenburg, Pyle, and Monson.

### **Discussion Topics:**

- Adjutant General
- Budget review
- First responders
- Line of credit
- Military museum
- Legacy funding
- Conference committee discussion

2:33 PM Chairman Rust reviewed the committee status, no written testimony.

2:36 PM Alan Dohrmann, Adjutant General, answered questions from the committee, no written testimony.

2:37 PM Committee discussion, agreed that an amendment be drafted to approve next meeting.

2:43 PM Chairman Rust adjourned the meeting.

*Kathleen Hall, Committee Clerk*

# 2023 SENATE STANDING COMMITTEE MINUTES

## Appropriations - Education and Environment Division Sakakawea Room, State Capitol

SB 2016  
4/22/2023

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; and to provide an exemption.
--

9:32 AM Chairman Senator Rust opened the conference committee meeting on SB 2016.

Senators present: Senators Rust, Krebsbach, and Sorvaag.

Representatives present: Representatives Brandenburg, Pyle, and Monson.

### Discussion Topics:

- Adjutant General
- Line of credit
- Watch center
- Budget changes
- Conference committee discussion

9:32 AM Toby Mertz, Legislative Council, review of long sheet, testimony # 27817, and amendment LC 23.0270.02007.

9:35 AM Representative Brandenburg moved to give 2 FTE's to the watch center with no money.

Representative Pyle seconded the motion.

The Motion and Second were withdrawn.

9:37 AM Representative Brandenburg moved to recede from the House amendments and adopt LC 23.0270.02007.

Senator Sorvaag seconded the motion.

Motion passed 6-0-0.

9:38 am Representative Brandenburg moved to further amend by adding 2 FTE's with no funding, no written amendment at time of voting, final amendment is LC 23.0270.02008.

Representative Pyle seconded the motion.

Motion passed 6-0-0.

9:39 AM Alan Dohrmann, Adjutant General, answered questions from the committee, no written testimony.



9:41 AM Senator Sorvaag moved DO PASS AS AMENDED  
Representative Monson seconded the motion.

Motion passed 6-0-0.

Senator Rust will carry the bill to the Senate.

Representative Brandenburg will carry the bill to the House.

9:43 AM Chairman Rust adjourned the meeting.

*Kathleen Hall, Committee Clerk*

OK  
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4-24-23

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

That the House recede from its amendments as printed on pages 1661-1667 of the Senate Journal and pages 1847-1853 of the House Journal and that Engrossed Senate Bill No. 2016 be amended as follows:

Page 1, line 2, after the third semicolon insert "to provide for a legislative management study;"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$7,150,489	\$411,321	\$7,561,810
Operating expenses	3,048,313	165,898	3,214,211
Capital assets	224,046	20,300,000	20,524,046
Grants	210,916	259,776	470,692
Civil air patrol	309,125	72,331	381,456
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	196,901	8,687,062
Army guard contract	48,203,473	2,143,626	50,347,099
Veterans' cemetery	1,325,998	33,397	1,359,395
Reintegration program	925,524	(45,471)	880,053
Total all funds	\$72,930,280	\$23,857,779	\$96,788,059
Less estimated income	<u>56,326,564</u>	<u>21,842,012</u>	<u>78,168,576</u>
Total general fund	\$16,603,716	\$2,015,767	\$18,619,483"

Page 2, replace lines 8 through 15 with:

"Salaries and wages	\$12,232,240	\$620,257	\$12,852,497
Operating expenses	6,502,334	313,233	6,815,567
Capital assets	660,000	150,000	810,000
Grants	14,550,000	13,554,000	28,104,000
Disaster costs	<u>51,485,736</u>	<u>168,633,862</u>	<u>220,119,598</u>
Total all funds	\$85,430,310	\$183,271,352	\$268,701,662
Less estimated income	<u>79,151,794</u>	<u>181,883,703</u>	<u>261,035,497</u>
Total general fund	\$6,278,516	\$1,387,649	\$7,666,165"

Page 2, replace lines 20 through 23 with:

"Grand total general fund	\$22,882,232	\$3,403,416	\$26,285,648
Grand total special funds	<u>135,478,358</u>	<u>203,725,715</u>	<u>339,204,073</u>
Grand total all funds	\$158,360,590	\$207,129,131	\$365,489,721
Full-time equivalent positions	222.00	11.00	233.00"

Page 2, remove lines 29 through 31

Page 3, replace lines 1 through 20 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	0
Fraine Barracks automation system	320,000	0

Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0
Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	1,000,000
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton fitness facility	0	9,000,000
Minot airport hangar	0	60,000
State radio consoles	0	150,000
Cybersecurity grant	0	314,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Flood mitigation grants	0	225,000
Natural disaster response and recovery grants	0	2,000,000
Disaster grants	0	<u>142,652,500</u>
Total all funds	\$40,857,873	\$168,936,500
Total other funds	<u>38,877,873</u>	<u>167,312,500</u>
Total general fund	\$1,980,000	\$1,624,000"

DR  
288  
4-24-23

Page 3, line 29, replace "39-04-10" with "39-04-10.10"

Page 3, after line 30, insert:

**"SECTION 4. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$20,600,000 from the federal state fiscal recovery fund, of which up to \$8,900,000 is for the completion of the Dickinson readiness center in accordance with section 5 of this Act, \$2,700,000 is for statewide interoperable radio network equipment, and \$9,000,000 is for the construction of the Camp Grafton fitness facility.

**SECTION 5. CONTINGENT APPROPRIATION - FEDERAL STATE FISCAL RECOVERY FUND - OTHER FEDERAL FUNDS - ADJUTANT GENERAL.**

1. Subject to the provisions of this section, there is appropriated from federal funds derived from the federal state fiscal recovery fund, not otherwise appropriated, the sum of \$5,300,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of constructing Camp Grafton training billets, for the biennium beginning July 1, 2023, and ending June 30, 2025.
2. The funding appropriated under this section is contingent upon the adjutant general certifying to the office of management and budget that at least \$5,300,000 of federal funding sources other than from the federal state fiscal recovery fund is available and will be used for the Dickinson readiness center project. Upon receiving certification, the director of the office of management and budget shall adjust the appropriate amount of federal funding authority for the Dickinson readiness center project from the federal state fiscal recovery fund to the new federal funding source."

Page 4, replace lines 8 through 17 with:



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378  
4-24-23

**"SECTION 7. ESTIMATED INCOME - STATE DISASTER RELIEF FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 2 of section 1 of this Act includes \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs related to previous state disasters, \$2,000,000 is for natural disaster response and recovery grants, \$1,000,000 is for the ten percent state match for the federal safeguarding tomorrow through ongoing risk mitigation program, and \$225,000 is for flood mitigation grants.

**SECTION 8. NATURAL DISASTER RESPONSE AND RECOVERY GRANTS.** The disaster costs line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the state disaster relief fund for preparing for, responding to, and recovering from natural disasters."

Page 4, line 19, replace "\$628,000" with "\$314,000"

Page 4, line 20, replace "ten" with "five"

Page 4, after line 28, insert:

**"SECTION 11. EXEMPTION - WATCH CENTER POSITIONS - TRANSFERS.** Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer up to \$409,260 of appropriation authority to the salaries and wages line item from cost-savings in the operating expenses line item contained in section 1 of this Act, as requested by the adjutant general to provide funding for two watch center positions during the biennium beginning July 1, 2023, and ending June 30, 2025. The adjutant general shall notify the legislative council of any transfers made pursuant to this section."

Page 6, line 7, replace "gifts, grants, and donations" with "funds"

Page 6, line 8, replace "and deposit the funds in the state treasury" with "to match state funds"

Page 6, after line 10 insert:

**"SECTION 15. LEGISLATIVE MANAGEMENT STUDY - COLD WAR TRAIL PROJECT.** During the 2023-24 interim, the legislative management shall consider studying the feasibility and desirability of a cold war trail project. The study must consider potential sites to include on the trail and options and costs of:

1. The construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
2. Providing educational resources regarding North Dakota's role in the cold war; and
3. Promoting tourism for North Dakota cold war historic sites.

The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly.

Page 6, line 11, replace "\$628,000" with "\$314,000"

Page 6, line 12, after the first "Act" insert ", the sum of \$2,000,000 in the disaster costs line item in subdivision 2 of section 1 of this Act, the sum of \$60,000 in the civil air patrol line item of subdivision 1 of section 1 of this Act,"

Page 6, line 12, replace "4" with "6, 8,"

Page 6, line 12, replace "7" with "9"

Renumber accordingly

*OK*  
*4/8*  
*4-24-03*

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Adjutant General						
Total all funds	\$72,930,280	\$97,769,216	\$4,318,843	\$102,088,059	\$122,237,915	(\$20,149,856)
Less estimated income	<u>56,326,564</u>	<u>78,042,748</u>	<u>5,425,828</u>	<u>83,468,576</u>	<u>103,466,004</u>	<u>(19,997,428)</u>
General fund	\$16,603,716	\$19,726,468	(\$1,106,985)	\$18,619,483	\$18,771,911	(\$152,428)
FTE	152.00	156.00	0.00	156.00	156.00	0.00
Department of Emergency Services						
Total all funds	\$85,430,310	\$269,022,253	(\$320,591)	\$268,701,662	\$269,225,376	(\$523,714)
Less estimated income	<u>79,151,794</u>	<u>259,256,970</u>	<u>1,778,527</u>	<u>261,035,497</u>	<u>261,035,497</u>	<u>0</u>
General fund	\$6,278,516	\$9,765,283	(\$2,099,118)	\$7,666,165	\$8,189,879	(\$523,714)
FTE	70.00	77.00	0.00	77.00	75.00	2.00
Bill total						
Total all funds	\$158,360,590	\$366,791,469	\$3,998,252	\$370,789,721	\$391,463,291	(\$20,673,570)
Less estimated income	<u>135,478,358</u>	<u>337,299,718</u>	<u>7,204,355</u>	<u>344,504,073</u>	<u>364,501,501</u>	<u>(19,997,428)</u>
General fund	\$22,882,232	\$29,491,751	(\$3,206,103)	\$26,285,648	\$26,961,790	(\$676,142)
FTE	222.00	233.00	0.00	233.00	231.00	2.00

**Senate Bill No. 2016 - Adjutant General - Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$7,150,489	\$7,907,798	(\$345,988)	\$7,561,810	\$7,635,782	(\$73,972)
Operating expenses	3,048,313	3,299,461	(85,250)	3,214,211	3,214,211	
Capital assets	224,046	19,724,046	800,000	20,524,046	40,524,046	(20,000,000)
Grants	210,916	585,692	(115,000)	470,692	585,692	(115,000)
Civil air patrol	309,125	387,155	(5,699)	381,456	381,456	
Tuition, recruiting, and retention	3,042,235	3,362,235		3,362,235	3,362,235	
Air guard contract	8,490,161	9,021,309	(334,247)	8,687,062	8,987,062	(300,000)
Army guard contract	48,203,473	51,174,837	(827,738)	50,347,099	50,007,983	339,116
Veterans' cemetery	1,325,998	1,395,288	(35,893)	1,359,395	1,359,395	
Reintegration program	925,524	911,395	(31,342)	880,053	880,053	
Contingent funding			5,300,000	5,300,000	5,300,000	
Total all funds	\$72,930,280	\$97,769,216	\$4,318,843	\$102,088,059	\$122,237,915	(\$20,149,856)
Less estimated income	<u>56,326,564</u>	<u>78,042,748</u>	<u>5,425,828</u>	<u>83,468,576</u>	<u>103,466,004</u>	<u>(19,997,428)</u>
General fund	\$16,603,716	\$19,726,468	(\$1,106,985)	\$18,619,483	\$18,771,911	(\$152,428)
FTE	152.00	156.00	0.00	156.00	156.00	0.00



**Department 540 - Adjutant General - Detail of Conference Committee Changes**

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*4-24-23*

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts Funding for FTE Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Reduces Funding for Armory Rent and Training <sup>4</sup>	Adjusts Funding from Ongoing to One-Time <sup>5</sup>	Adjusts Funding for One-Time Items <sup>6</sup>
Salaries and wages	\$24,778	\$55,747	(\$426,513)			
Operating expenses		(85,250)				
Capital assets						\$800,000
Grants				(\$115,000)		
Civil air patrol	2,158		(7,857)			
Tuition, recruiting, and retention						
Air guard contract	73,880		(408,127)	(300,000)		300,000
Army guard contract	299,375	(27)	(887,086)	260,000	(\$500,000)	
Veterans' cemetery	13,829		(49,722)			
Reintegration program	12,299		(43,641)			
Contingent funding						
<b>Total all funds</b>	<b>\$426,319</b>	<b>(\$29,530)</b>	<b>(\$1,822,946)</b>	<b>(\$155,000)</b>	<b>(\$500,000)</b>	<b>\$1,100,000</b>
Less estimated income	283,936	(14,765)	(1,243,343)	0	0	1,100,000
<b>General fund</b>	<b>\$142,383</b>	<b>(\$14,765)</b>	<b>(\$579,603)</b>	<b>(\$155,000)</b>	<b>(\$500,000)</b>	<b>\$0</b>
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds Contingent Funding for Camp Grafton Billets <sup>2</sup>	Total Conference Committee Changes
Salaries and wages		(\$345,988)
Operating expenses		(85,250)
Capital assets		800,000
Grants		(115,000)
Civil air patrol		(5,699)
Tuition, recruiting, and retention		
Air guard contract		(334,247)
Army guard contract		(827,738)
Veterans' cemetery		(35,893)
Reintegration program		(31,342)
Contingent funding	\$5,300,000	5,300,000
<b>Total all funds</b>	<b>\$5,300,000</b>	<b>\$4,318,843</b>
Less estimated income	5,300,000	5,425,828
<b>General fund</b>	<b>\$0</b>	<b>(\$1,106,985)</b>
FTE	0.00	0.00

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the House version, as follows:

	General Fund	Other Funds	Total
Salary increase	\$147,237	\$296,353	\$443,590
Health insurance adjustment	(4,854)	(12,417)	(17,271)
<b>Total</b>	<b>\$142,383</b>	<b>\$283,936</b>	<b>\$426,319</b>

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$29,530 is adjusted for the following FTE position changes, the same as the House version:

- Removes \$41,594 for 1 FTE custodial supervisor position for the Dickinson Readiness Center, of which \$20,797 is from the general fund and \$20,797 is from federal funds.
- Adds \$12,064 for 1 FTE trades maintenance worker position for the Camp Grafton fitness facility, of which \$6,032 is from the general fund and \$6,032 is from federal funds. The funding is for 2 months of salary.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting a request to the Office of Management and Budget for a

transfer from the new and vacant FTE funding pool.

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
New FTE positions	(\$61,780)	(\$204,418)	(\$266,198)
Vacant FTE positions	(517,823)	(1,038,925)	(1,556,748)
Total	(\$579,603)	(\$1,243,343)	(\$1,822,946)

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The House also removed funding for the new and vacant FTE funding pool.

<sup>4</sup> Funding from the general fund is removed for the following:

- \$115,000 is reduced for armory rent to provide a total of \$259,776. The Senate and House had provided for \$374,776.
- \$40,000 is removed for state active duty training related to wildland fire training. The Senate and House had included this funding.

<sup>5</sup> Funding of \$1.5 million from the general fund for maintenance and repairs of National Guard facilities was changed from ongoing to one-time funding and reduced by \$500,000 to provide a total of \$1 million, the same as the House version.

<sup>6</sup> One-time funding is adjusted as follows:

- Funding of \$9 million from the federal State Fiscal Recovery Fund is added for the construction of a Camp Grafton fitness facility, the same as the House version;
- Funding of \$5.3 million from the federal State Fiscal Recovery Fund is removed for the construction of Camp Grafton training center billets (see footnote 7 below), the same as the House version;
- Funding of \$2.6 million from the federal State Fiscal Recovery Fund is removed for design and engineering of a new Williston Readiness Center, the same as the House version; and
- Funding of \$2.7 million was changed from the strategic investment and improvements fund to the federal State Fiscal Recovery Fund for statewide interoperable radio network equipment, the same as the House version.

The House had also added \$20 million from a Bank of North Dakota line of credit for the construction of a North Dakota military museum.

<sup>7</sup> A section is added providing a contingent appropriation from federal funds for the construction of Camp Grafton training center billets. If other federal funds become available for the completion of the Dickinson Readiness Center, funding from the federal State Fiscal Recovery Fund of up to \$5.3 million may be used to construct the billets. The House also made these changes.

**Senate Bill No. 2016 - Department of Emergency Services - Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$12,232,240	\$14,894,591	(\$2,042,094)	\$12,852,497	\$12,842,211	\$10,286
Operating expenses	6,502,334	7,815,567	(1,000,000)	6,815,567	6,815,567	
Capital assets	660,000	960,000	(150,000)	810,000	810,000	
Grants	14,550,000	28,418,000	(314,000)	28,104,000	28,418,000	(314,000)
Disaster costs	51,485,736	216,934,095	3,185,503	220,119,598	220,339,598	(220,000)
Total all funds	\$85,430,310	\$269,022,253	(\$320,591)	\$268,701,662	\$269,225,376	(\$523,714)
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497	261,035,497	0
General fund	\$6,278,516	\$9,765,283	(\$2,099,118)	\$7,666,165	\$8,189,879	(\$523,714)
FTE	70.00	77.00	0.00	77.00	75.00	2.00



**Department 542 - Department of Emergency Services - Detail of Conference Committee Changes**

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 4-24-23

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Removes Funding for Watch Center Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Total Conference Committee Changes
Salaries and wages	\$183,324	(\$409,260)	(\$1,816,158)			(\$2,042,094)
Operating expenses					(\$1,000,000)	(1,000,000)
Capital assets					(150,000)	(150,000)
Grants				(\$314,000)		(314,000)
Disaster costs	15,629		(55,126)		3,225,000	3,185,503
<b>Total all funds</b>	<b>\$198,953</b>	<b>(\$409,260)</b>	<b>(\$1,871,284)</b>	<b>(\$314,000)</b>	<b>\$2,075,000</b>	<b>(\$320,591)</b>
Less estimated income	134,159	0	(580,632)	0	2,225,000	1,778,527
General fund	\$64,794	(\$409,260)	(\$1,290,652)	(\$314,000)	(\$150,000)	(\$2,099,118)
FTE	0.00	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the House version, as follows:

	General Fund	Other Funds	Total
Salary increase	\$77,874	\$138,705	\$216,579
Health insurance adjustment	(13,080)	(4,546)	(17,626)
Total	\$64,794	\$134,159	\$198,953

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$409,260 from the general fund is removed for 2 FTE watch center analysts for the Department of Emergency Services, the same as the House version. The Conference Committee added the 2 FTE positions but did not include funding for the positions.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
New FTE positions	(\$978,006)	(\$102,182)	(\$1,080,188)
Vacant FTE positions	(312,646)	(478,450)	(791,096)
Total	(\$1,290,652)	(\$580,632)	(\$1,871,284)

The House also removed funding for the new and vacant FTE funding pool.

<sup>4</sup> Funding of \$628,000 from the general fund for the cybersecurity grant was changed from ongoing to one-time funding, the same as the House; however, the Conference Committee reduced the funding by \$314,000 to provide a total of \$314,000.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$150,000 from the general fund is reduced for State Radio console replacement to provide a total of \$150,000, the same as the House version;
- Funding of \$225,000 from the state disaster relief fund is added for flood mitigation grants to the City of Marion, the same as the House version; and
- Funding of \$2 million from the state disaster relief fund is added for natural disaster response and recovery grants, the same as the House version.

The House had added \$220,000 from the general fund for disaster mortuary response team training which the Conference Committee did not include.

This amendment also:

- Identifies \$20.6 million from the federal State Fiscal Recovery Fund, the same as the House version, of which \$8.9 million is for the completion of the Dickinson Readiness Center, \$2.7 million is for statewide interoperable radio network equipment, and \$9 million is for the construction of the Camp Grafton fitness facility. If other federal funds become available for the completion of the Dickinson Readiness Center, then federal state fiscal



recovery funds of up to \$5.3 million may instead be used for the construction of Camp Grafton training center billets.

- Identifies \$14,918,245 from the state disaster relief fund, the same as the House version, of which \$11,693,245 is for costs relating to previous state disasters, \$1,000,000 is for the 10 percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for a flood mitigation grant to the City of Marion.
- Removes a section identifying \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment, the same as the House version. The funding source is changed to the federal State Fiscal Recovery Fund.
- Provides that the \$60,000 for the purchase of a Minot hangar and the \$2 million for natural disaster response and recovery grants are an emergency, the same as the House version.
- Adds a section to allow the Adjutant General to transfer up to \$409,260 from the operating expenses line item to the salaries and wages line item for 2 FTE watch center analyst positions. The adjutant general shall notify the legislative council of any transfers made pursuant to this section.
- Changes the section to allow the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum. The Senate version only allowed the Adjutant General to accept donations for the project. The House included this language in a line of credit section.
- Adds a section to provide for a Legislative Management study of a Cold War trail project, the same as the House version.

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The House had added a section providing a line of credit from the Bank of North Dakota to the Adjutant General for \$20 million for the construction of a North Dakota military museum.

**2023 SENATE CONFERENCE COMMITTEE  
ROLL CALL VOTES**

BILL/RESOLUTION NO. SB 2016

**Senate Appropriations Committee – Education and Environment Division**

- Action Taken     **SENATE accede to House Amendments**  
 **SENATE accede to House Amendments and further amend**  
 **HOUSE recede from House amendments**  
 **HOUSE recede from House amendments and amend as follows**  
   **LC 23.0270.02007**  
 **Unable to agree**, recommends that the committee be discharged and a new committee be appointed

Motion Made by: Representative Brandenburg    Seconded by: Senator Sorvaag

Senators		Yes	No	Representatives		Yes	No
Senator Rust		Y		Representative Brandenburg		Y	
Senator Krebsbach		Y		Representative Pyle		Y	
Senator Sorvaag		Y		Representative Monson		Y	
Total Senate Vote		3	0	Total Rep. Vote		3	0

Vote Count            Yes:   6      No:   0      Absent:   0  

Senate Carrier \_\_\_\_\_ House Carrier \_\_\_\_\_

LC Number \_\_\_\_\_ . \_\_\_\_\_ of amendment

LC Number \_\_\_\_\_ . \_\_\_\_\_ of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

**2023 SENATE CONFERENCE COMMITTEE  
 ROLL CALL VOTES**

BILL/RESOLUTION NO. SB 2016

**Senate Appropriations Committee – Education and Environment Division**

- Action Taken**     **SENATE accede to House Amendments**  
 **SENATE accede to House Amendments and further amend**  
 **HOUSE recede from House amendments**  
 **HOUSE recede from House amendments and amend as follows**  
                                  **LC 23.0270.02007 plus further amends**  
 **Unable to agree**, recommends that the committee be discharged and a new committee be appointed

Motion Made by:   Senator Sorvaag                        Seconded by:   Representative Monson  

Senators					Representatives				
			Yes	No				Yes	No
Senator Rust			Y		Representative Brandenburg			Y	
Senator Krebsbach			Y		Representative Pyle			Y	
Senator Sorvaag			Y		Representative Monson			Y	
Total Senate Vote			3	0	Total Rep. Vote			3	0

Vote Count                      Yes:   6                        No:   0                        Absent:   0  

Senate Carrier   Rust                        House Carrier   Brandenburg  

LC Number   23.0270   .   02008   of amendment

LC Number   23.0270   .   04000   of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

**REPORT OF CONFERENCE COMMITTEE**

**SB 2016, as engrossed:** Your conference committee (Sens. Rust, Krebsbach, Sorvaag and Reps. Brandenburg, Pyle, Monson) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1661-1667, adopt amendments as follows, and place SB 2016 on the Seventh order:

That the House recede from its amendments as printed on pages 1661-1667 of the Senate Journal and pages 1847-1853 of the House Journal and that Engrossed Senate Bill No. 2016 be amended as follows:

Page 1, line 2, after the third semicolon insert "to provide for a legislative management study;"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$7,150,489	\$411,321	\$7,561,810
Operating expenses	3,048,313	165,898	3,214,211
Capital assets	224,046	20,300,000	20,524,046
Grants	210,916	259,776	470,692
Civil air patrol	309,125	72,331	381,456
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	196,901	8,687,062
Army guard contract	48,203,473	2,143,626	50,347,099
Veterans' cemetery	1,325,998	33,397	1,359,395
Reintegration program	<u>925,524</u>	<u>(45,471)</u>	<u>880,053</u>
Total all funds	\$72,930,280	\$23,857,779	\$96,788,059
Less estimated income	<u>56,326,564</u>	<u>21,842,012</u>	<u>78,168,576</u>
Total general fund	\$16,603,716	\$2,015,767	\$18,619,483"

Page 2, replace lines 8 through 15 with:

"Salaries and wages	\$12,232,240	\$620,257	\$12,852,497
Operating expenses	6,502,334	313,233	6,815,567
Capital assets	660,000	150,000	810,000
Grants	14,550,000	13,554,000	28,104,000
Disaster costs	<u>51,485,736</u>	<u>168,633,862</u>	<u>220,119,598</u>
Total all funds	\$85,430,310	\$183,271,352	\$268,701,662
Less estimated income	<u>79,151,794</u>	<u>181,883,703</u>	<u>261,035,497</u>
Total general fund	\$6,278,516	\$1,387,649	\$7,666,165"

Page 2, replace lines 20 through 23 with:

"Grand total general fund	\$22,882,232	\$3,403,416	\$26,285,648
Grand total special funds	<u>135,478,358</u>	<u>203,725,715</u>	<u>339,204,073</u>
Grand total all funds	\$158,360,590	\$207,129,131	\$365,489,721
Full-time equivalent positions	222.00	11.00	233.00"

Page 2, remove lines 29 through 31

Page 3, replace lines 1 through 20 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	0
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0

Insert LC: 23.0270.02008

Senate Carrier: Rust

House Carrier: Brandenburg

Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0
Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	1,000,000
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton fitness facility	0	9,000,000
Minot airport hangar	0	60,000
State radio consoles	0	150,000
Cybersecurity grant	0	314,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Flood mitigation grants	0	225,000
Natural disaster response and recovery grants	0	2,000,000
Disaster grants	0	<u>142,652,500</u>
Total all funds	\$40,857,873	\$168,936,500
Total other funds	<u>38,877,873</u>	<u>167,312,500</u>
Total general fund	\$1,980,000	\$1,624,000"

Page 3, line 29, replace "39-04-10" with "39-04-10.10"

Page 3, after line 30, insert:

**"SECTION 4. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$20,600,000 from the federal state fiscal recovery fund, of which up to \$8,900,000 is for the completion of the Dickinson readiness center in accordance with section 5 of this Act, \$2,700,000 is for statewide interoperable radio network equipment, and \$9,000,000 is for the construction of the Camp Grafton fitness facility.

**SECTION 5. CONTINGENT APPROPRIATION - FEDERAL STATE FISCAL RECOVERY FUND - OTHER FEDERAL FUNDS - ADJUTANT GENERAL.**

1. Subject to the provisions of this section, there is appropriated from federal funds derived from the federal state fiscal recovery fund, not otherwise appropriated, the sum of \$5,300,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of constructing Camp Grafton training billets, for the biennium beginning July 1, 2023, and ending June 30, 2025.
2. The funding appropriated under this section is contingent upon the adjutant general certifying to the office of management and budget that at least \$5,300,000 of federal funding sources other than from the federal state fiscal recovery fund is available and will be used for the Dickinson readiness center project. Upon receiving certification, the director of the office of management and budget shall adjust the appropriate amount of federal funding authority for the Dickinson readiness center project from the federal state fiscal recovery fund to the new federal funding source."

Page 4, replace lines 8 through 17 with:

**"SECTION 7. ESTIMATED INCOME - STATE DISASTER RELIEF FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 2 of section 1 of this Act includes \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs related to previous state disasters, \$2,000,000 is for natural disaster response and recovery grants, \$1,000,000 is for the ten percent state match

for the federal safeguarding tomorrow through ongoing risk mitigation program, and \$225,000 is for flood mitigation grants.

**SECTION 8. NATURAL DISASTER RESPONSE AND RECOVERY GRANTS.** The disaster costs line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the state disaster relief fund for preparing for, responding to, and recovering from natural disasters."

Page 4, line 19, replace "\$628,000" with "\$314,000"

Page 4, line 20, replace "ten" with "five"

Page 4, after line 28, insert:

**"SECTION 11. EXEMPTION - WATCH CENTER POSITIONS - TRANSFERS.** Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer up to \$409,260 of appropriation authority to the salaries and wages line item from cost-savings in the operating expenses line item contained in section 1 of this Act, as requested by the adjutant general to provide funding for two watch center positions during the biennium beginning July 1, 2023, and ending June 30, 2025. The adjutant general shall notify the legislative council of any transfers made pursuant to this section."

Page 6, line 7, replace "gifts, grants, and donations" with "funds"

Page 6, line 8, replace "and deposit the funds in the state treasury" with "to match state funds"

Page 6, after line 10 insert:

**"SECTION 15. LEGISLATIVE MANAGEMENT STUDY - COLD WAR TRAIL PROJECT.** During the 2023-24 interim, the legislative management shall consider studying the feasibility and desirability of a cold war trail project. The study must consider potential sites to include on the trail and options and costs of:

1. The construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
2. Providing educational resources regarding North Dakota's role in the cold war; and
3. Promoting tourism for North Dakota cold war historic sites.

The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly.

Page 6, line 11, replace "\$628,000" with "\$314,000"

Page 6, line 12, after the first "Act" insert ", the sum of \$2,000,000 in the disaster costs line item in subdivision 2 of section 1 of this Act, the sum of \$60,000 in the civil air patrol line item of subdivision 1 of section 1 of this Act,"

Page 6, line 12, replace "4" with "6, 8,"

Page 6, line 12, replace "7" with "9"

Re-number accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Adjutant General						
Total all funds	\$72,930,280	\$97,769,216	\$4,318,843	\$102,088,059	\$122,237,915	(\$20,149,856)
Less estimated income	56,326,564	78,042,748	5,425,828	83,468,576	103,466,004	(19,997,428)
General fund	\$16,603,716	\$19,726,468	(\$1,106,985)	\$18,619,483	\$18,771,911	(\$152,428)
FTE	152.00	156.00	0.00	156.00	156.00	0.00
Department of Emergency Services						
Total all funds	\$85,430,310	\$269,022,253	(\$320,591)	\$268,701,662	\$269,225,376	(\$523,714)
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497	261,035,497	0
General fund	\$6,278,516	\$9,765,283	(\$2,099,118)	\$7,666,165	\$8,189,879	(\$523,714)
FTE	70.00	77.00	0.00	77.00	75.00	2.00
Bill total						
Total all funds	\$158,360,590	\$366,791,469	\$3,998,252	\$370,789,721	\$391,463,291	(\$20,673,570)
Less estimated income	135,478,358	337,299,718	7,204,355	344,504,073	364,501,501	(19,997,428)
General fund	\$22,882,232	\$29,491,751	(\$3,206,103)	\$26,285,648	\$26,961,790	(\$676,142)
FTE	222.00	233.00	0.00	233.00	231.00	2.00

**Senate Bill No. 2016 - Adjutant General - Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$7,150,489	\$7,907,798	(\$345,988)	\$7,561,810	\$7,635,782	(\$73,972)
Operating expenses	3,048,313	3,299,461	(85,250)	3,214,211	3,214,211	
Capital assets	224,046	19,724,046	800,000	20,524,046	40,524,046	(20,000,000)
Grants	210,916	585,692	(115,000)	470,692	585,692	(115,000)
Civil air patrol	309,125	387,155	(5,699)	381,456	381,456	
Tuition, recruiting, and retention	3,042,235	3,362,235		3,362,235	3,362,235	
Air guard contract	8,490,161	9,021,309	(334,247)	8,687,062	8,987,062	(300,000)
Army guard contract	48,203,473	51,174,837	(827,738)	50,347,099	50,007,983	339,116
Veterans' cemetery	1,325,998	1,395,288	(35,893)	1,359,395	1,359,395	
Reintegration program	925,524	911,395	(31,342)	880,053	880,053	
Contingent funding			5,300,000	5,300,000	5,300,000	
Total all funds	\$72,930,280	\$97,769,216	\$4,318,843	\$102,088,059	\$122,237,915	(\$20,149,856)
Less estimated income	56,326,564	78,042,748	5,425,828	83,468,576	103,466,004	(19,997,428)
General fund	\$16,603,716	\$19,726,468	(\$1,106,985)	\$18,619,483	\$18,771,911	(\$152,428)
FTE	152.00	156.00	0.00	156.00	156.00	0.00

**Department 540 - Adjutant General - Detail of Conference Committee Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts Funding for FTE Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Reduces Funding for Armory Rent and Training <sup>4</sup>	Adjusts Funding from Ongoing to One-Time <sup>5</sup>	Adjusts Funding for One-Time Items <sup>6</sup>
Salaries and wages	\$24,778	\$55,747	(\$426,513)			
Operating expenses		(85,250)				
Capital assets						\$800,000
Grants				(\$115,000)		
Civil air patrol	2,158		(7,857)			
Tuition, recruiting, and retention						
Air guard contract	73,880		(408,127)	(300,000)		300,000
Army guard contract	299,375	(27)	(887,086)	260,000	(\$500,000)	
Veterans' cemetery	13,829		(49,722)			
Reintegration program	12,299		(43,641)			
Contingent funding						
<b>Total all funds</b>	<b>\$426,319</b>	<b>(\$29,530)</b>	<b>(\$1,822,946)</b>	<b>(\$155,000)</b>	<b>(\$500,000)</b>	<b>\$1,100,000</b>
Less estimated income	283,936	(14,765)	(1,243,343)	0	0	1,100,000
General fund	\$142,383	(\$14,765)	(\$579,603)	(\$155,000)	(\$500,000)	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Adds Contingent Funding for Camp Grafton Billets <sup>7</sup>	Total Conference Committee Changes
Salaries and wages		(\$345,988)
Operating expenses		(85,250)
Capital assets		800,000
Grants		(115,000)
Civil air patrol		(5,699)
Tuition, recruiting, and retention		
Air guard contract		(334,247)
Army guard contract		(827,738)
Veterans' cemetery		(35,893)
Reintegration program		(31,342)
Contingent funding	\$5,300,000	5,300,000
<b>Total all funds</b>	<b>\$5,300,000</b>	<b>\$4,318,843</b>
Less estimated income	5,300,000	5,425,828
General fund	\$0	(\$1,106,985)
FTE	0.00	0.00

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the House version, as follows:

	General Fund	Other Funds	Total
Salary increase	\$147,237	\$296,353	\$443,590
Health insurance adjustment	(4,854)	(12,417)	(17,271)
Total	\$142,383	\$283,936	\$426,319

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$29,530 is adjusted for the following FTE position changes, the same as the House version:

- Removes \$41,594 for 1 FTE custodial supervisor position for the Dickinson Readiness Center, of which \$20,797 is from the general fund and \$20,797 is from federal funds.
- Adds \$12,064 for 1 FTE trades maintenance worker position for the Camp Grafton fitness facility, of which \$6,032 is from the general fund and \$6,032 is from federal funds. The funding is for 2 months of salary.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE



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 Senate Carrier: Rust  
 House Carrier: Brandenburg

funding pool.

	General Fund	Other Funds	Total
New FTE positions	(\$61,780)	(\$204,418)	(\$266,198)
Vacant FTE positions	(517,823)	(1,038,925)	(1,556,748)
Total	(\$579,603)	(\$1,243,343)	(\$1,822,946)

The House also removed funding for the new and vacant FTE funding pool.

<sup>4</sup> Funding from the general fund is removed for the following:

- \$115,000 is reduced for armory rent to provide a total of \$259,776. The Senate and House had provided for \$374,776.
- \$40,000 is removed for state active duty training related to wildland fire training. The Senate and House had included this funding.

<sup>5</sup> Funding of \$1.5 million from the general fund for maintenance and repairs of National Guard facilities was changed from ongoing to one-time funding and reduced by \$500,000 to provide a total of \$1 million, the same as the House version.

<sup>6</sup> One-time funding is adjusted as follows:

- Funding of \$9 million from the federal State Fiscal Recovery Fund is added for the construction of a Camp Grafton fitness facility, the same as the House version;
- Funding of \$5.3 million from the federal State Fiscal Recovery Fund is removed for the construction of Camp Grafton training center billets (see footnote 7 below), the same as the House version;
- Funding of \$2.6 million from the federal State Fiscal Recovery Fund is removed for design and engineering of a new Williston Readiness Center, the same as the House version; and
- Funding of \$2.7 million was changed from the strategic investment and improvements fund to the federal State Fiscal Recovery Fund for statewide interoperable radio network equipment, the same as the House version.

The House had also added \$20 million from a Bank of North Dakota line of credit for the construction of a North Dakota military museum.

<sup>7</sup> A section is added providing a contingent appropriation from federal funds for the construction of Camp Grafton training center billets. If other federal funds become available for the completion of the Dickinson Readiness Center, funding from the federal State Fiscal Recovery Fund of up to \$5.3 million may be used to construct the billets. The House also made these changes.

**Senate Bill No. 2016 - Department of Emergency Services - Conference Committee Action**

	Base Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$12,232,240	\$14,894,591	(\$2,042,094)	\$12,852,497	\$12,842,211	\$10,286
Operating expenses	6,502,334	7,815,567	(1,000,000)	6,815,567	6,815,567	
Capital assets	660,000	960,000	(150,000)	810,000	810,000	
Grants	14,550,000	28,418,000	(314,000)	28,104,000	28,418,000	(314,000)
Disaster costs	51,485,736	216,934,095	3,185,503	220,119,598	220,339,598	(220,000)
Total all funds	\$85,430,310	\$269,022,253	(\$320,591)	\$268,701,662	\$269,225,376	(\$523,714)
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497	261,035,497	0
General fund	\$6,278,516	\$9,765,283	(\$2,099,118)	\$7,666,165	\$8,189,879	(\$523,714)
FTE	70.00	77.00	0.00	77.00	75.00	2.00

**Department 542 - Department of Emergency Services - Detail of Conference Committee Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Removes Funding for Watch Center Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Total Conference Committee Changes
Salaries and wages	\$183,324	(\$409,260)	(\$1,816,158)			(\$2,042,094)
Operating expenses					(\$1,000,000)	(1,000,000)
Capital assets					(150,000)	(150,000)
Grants				(\$314,000)		(314,000)
Disaster costs	15,629		(55,126)		3,225,000	3,185,503
<b>Total all funds</b>	<b>\$198,953</b>	<b>(\$409,260)</b>	<b>(\$1,871,284)</b>	<b>(\$314,000)</b>	<b>\$2,075,000</b>	<b>(\$320,591)</b>
Less estimated income	134,159	0	(580,632)	0	2,225,000	1,778,527
<b>General fund</b>	<b>\$64,794</b>	<b>(\$409,260)</b>	<b>(\$1,290,652)</b>	<b>(\$314,000)</b>	<b>(\$150,000)</b>	<b>(\$2,099,118)</b>
FTE	0.00	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates, the same as the House version, as follows:

	General Fund	Other Funds	Total
Salary increase	\$77,874	\$138,705	\$216,579
Health insurance adjustment	(13,080)	(4,546)	(17,626)
<b>Total</b>	<b>\$64,794</b>	<b>\$134,159</b>	<b>\$198,953</b>

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$409,260 from the general fund is removed for 2 FTE watch center analysts for the Department of Emergency Services, the same as the House version. The Conference Committee added the 2 FTE positions but did not include funding for the positions.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund	Other Funds	Total
New FTE positions	(\$978,006)	(\$102,182)	(\$1,080,188)
Vacant FTE positions	(312,646)	(478,450)	(791,096)
<b>Total</b>	<b>(\$1,290,652)</b>	<b>(\$580,632)</b>	<b>(\$1,871,284)</b>

The House also removed funding for the new and vacant FTE funding pool.

<sup>4</sup> Funding of \$628,000 from the general fund for the cybersecurity grant was changed from ongoing to one-time funding, the same as the House; however, the Conference Committee reduced the funding by \$314,000 to provide a total of \$314,000.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$150,000 from the general fund is reduced for State Radio console replacement to provide a total of \$150,000, the same as the House version;
- Funding of \$225,000 from the state disaster relief fund is added for flood mitigation grants to the City of Marion, the same as the House version; and
- Funding of \$2 million from the state disaster relief fund is added for natural disaster response and recovery grants, the same as the House version.

The House had added \$220,000 from the general fund for disaster mortuary response team training which the Conference Committee did not include.

This amendment also:

- Identifies \$20.6 million from the federal State Fiscal Recovery Fund, the same as the House version, of which \$8.9 million is for the completion of the Dickinson Readiness Center, \$2.7 million is for statewide interoperable radio network equipment, and \$9 million is for the construction of the Camp Grafton fitness facility. If other federal funds become available for the completion of the Dickinson Readiness Center, then federal state fiscal recovery funds of up to \$5.3 million may instead be used for the construction of Camp Grafton training center billets.
- Identifies \$14,918,245 from the state disaster relief fund, the same as the House version, of which \$11,693,245 is for costs relating to previous state disasters, \$1,000,000 is for the 10 percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for a flood mitigation grant to the City of Marion.
- Removes a section identifying \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment, the same as the House version. The funding source is changed to the federal State Fiscal Recovery Fund.
- Provides that the \$60,000 for the purchase of a Minot hangar and the \$2 million for natural disaster response and recovery grants are an emergency, the same as the House version.
- Adds a section to allow the Adjutant General to transfer up to \$409,260 from the operating expenses line item to the salaries and wages line item for 2 FTE watch center analyst positions. The adjutant general shall notify the legislative council of any transfers made pursuant to this section.
- Changes the section to allow the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum. The Senate version only allowed the Adjutant General to accept donations for the project. The House included this language in a line of credit section.
- Adds a section to provide for a Legislative Management study of a Cold War trail project, the same as the House version.

The House had added a section providing a line of credit from the Bank of North Dakota to the Adjutant General for \$20 million for the construction of a North Dakota military museum.

Engrossed SB 2016 was placed on the Seventh order of business on the calendar.

**TESTIMONY**

**SB 2016**

**Attachment #1****OUTLINE FOR AGENCY BUDGET PRESENTATIONS TO THE  
APPROPRIATIONS COMMITTEE**

- 1. Cite the North Dakota Century Code chapter(s) associated with the agency and list its major statutory responsibilities.**
  - a) Title 37 – Military  
Major responsibilities include:
    1. Train and respond to domestic emergencies; natural and man-made disasters and emergencies.
    2. Train and respond to overseas combat and humanitarian missions
    3. Perform counterdrug operations with local law enforcement
  - b) NDCC 37-17.1-02 Purposes  
The purposes of this chapter are to:
    1. Reduce vulnerability of people and communities of this state to damage, injury, and loss of life and property resulting from natural or manmade disasters or emergencies, threats to homeland security, or hostile military or paramilitary action.
    2. Provide a setting conducive to the rapid and orderly start of restoration and rehabilitation of persons and property affected by disasters or emergencies.
    3. Clarify the roles of the governor, state agencies, and local governments in prevention of, in mitigation of, preparation for, response to, and recovery from disasters or emergencies.
    4. Authorize and provide for coordination of emergency management activities by agencies and officers of this state, and similar state-local, interstate, federal-state, and foreign activities in which the state and its political subdivisions may participate.
    5. Provide for a statewide emergency management system embodying all aspects of prevention, mitigation, preparedness, response, and recovery and incorporating the principles of the national incident management system and its incident command system, as well as other applicable federal mandates.
- 2. Explain the purpose of the agency's various divisions/programs – Attach organization chart.**
  - a) Reference Slides
- 3. Report any financial audit findings included in the most recent audit of your department or institution and action taken to address each finding.**
  - a) There were no audit findings identified in the most recent audit (Agency Audit for the two-year period ending June 30, 2020).
- 4. Discuss current biennium accomplishments and challenges and next biennium goals and plans.**
  - a) Reference Slides
- 5. Compare the agency's request/recommendation totals, including full-time equivalent (FTE) positions, for the next biennium compared to the current biennium.**
  - a) Explanation provided throughout written testimony.
  - b) FTEs – reference Attachment #2 for comparison of FTE requests in the agency budget as compared to the executive recommendation. (Attachment #2 will be provided with testimony for agency budget presentations to the divisions of the appropriations committees).

6. **Explain the funding included in each program/line item either in total or by division depending on the size of the agency:**
  - a) **Amounts included in the base budget and their purpose and use; and** Reference written testimony.
  - b) **Amounts included in the request/recommendation and justification for the change from the base budget.**

**Discuss changes relating to:**

    - 1) **Salaries & Wages;** Reference written testimony.
    - 2) **Operating expenses;** Reference written testimony.
    - 3) **Capital assets;** Reference written testimony.
    - 4) **Grants;** Reference written testimony.
    - 5) **Any special line items;** Reference written testimony.
    - 6) **Estimated income – Special funds;** Reference written testimony.
    - 7) **Estimated income – Federal funds;** Reference written testimony.
    - 8) **General fund; and** Reference written testimony.
    - 9) **FTE – FTE counts remain the same**
7. **Discuss the purpose and use of any one-time funding items for the current biennium.**
  - a) Reference written testimony.
8. **Identify and justify the need for any one-time funding being requested/recommended.**
  - a) Reference written testimony
9. **Discuss agency collections that are deposited in the general fund or a special fund, and any anticipated changes from 2021 legislative session estimates during the 2021-23 biennium and estimated changes for the 2023-25 biennium.**
  - a) Agency collections stayed relatively the same for the 2023-25 biennium in comparison with the 2021-23 biennium with the exception of the Radio Communications Fund. The radio fees will increase effective July 1, 2023 following NDCC 37-17.3-09 mandates. The increased fees will result in an increase in special fund revenues.
10. **Discuss the need for any other sections that are included or are requested/recommended to be included in the agency appropriation bill.**
  - a) Reference written testimony
  - b) Sections 3 – 21 of the Executive Recommendation
11. **Discuss any other bills being considered by the Legislative Assembly and their potential budgetary impact on the agency.**
  - a) HB 1069 – This bill consolidates existing sections within chapter 37 pertaining to servicemembers' pay and benefits, along with a few additions. This bill allows for each officer and enlisted member of the national guard to receive pay at the highest rate provided. This would pay all members at the maximum pay for their rank, eliminating time in service calculations. This bill allows for equivalent incentive pay that an officer or enlisted member of the same rank would be eligible to receive if performing duties in a federal status, and it also allows for commissioned officers and enlisted members to receive pay for a necessary rest and recovery day while on state active duty. The estimated fiscal impact of this bill is projected at \$79,105, however when State Active Duty missions occur, the costs are either billed to FEMA for a 75% reimbursement, or

100% of the costs would be billed to the local county/city whom requested the assistance.

- b) HB 1070 – Establishment of a hazard mitigation revolving loan fund. Communities will use the loan funding to carry out new projects to mitigate against any potential future event deemed as catastrophic. The fund would be administered by the department of emergency services in accordance with the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act. The STORM Act requires the state to provide a 10% match that must be deposited into an interest-bearing account before the federal emergency management agency (FEMA) will provide their 90% cost share each time funding is requested. The state's 10% contribution will always be based on the value of projects submitted by interested applicants each calendar year so the amount will fluctuate. The executive budget includes \$1,000,000 in the Operating budget line of one-time appropriation from the Disaster Relief Fund for the required 10% state match.
- c) HB 1071 – The addition of paragraph 7 within Section 1 of HB 1071 would allow counties unable to hire a local county emergency manager the ability to work with the agency to provide those services through the department's regional management program. The cost to the locals is not to exceed fifty percent of the regional coordinator's salary and benefits. There will be no additional expenditures to the state, and for the locals the program is optional. This bill was passed favorably through the House Political Subdivisions committee on January 5<sup>th</sup>, 14-0-0.
- d) SB 2094 – This bill is related to the expansion of the national guard tuition grants to include out-of-state postsecondary education institutions. This program is supported with 100% general funds and the expenditures are projected to be \$3,306,000 for a full biennium. Projected carryover authority of \$1,700,000 has been requested in Section 6 of the executive budget, therefore for the 2023-25 biennium additional funds of \$1,606,000 would be necessary. This bill was passed favorably through the Senate Agriculture and Veterans Affairs committee on January 5<sup>th</sup>, 5-0-1.
- e) SB 2095 – Amendment to Section 37-07.3-03 of the NDCC to extend the use of the fund to June 30, 2029. This bill does not have a direct budgetary impact, however we have requested carryover authority in the executive recommendation. This bill was passed favorably through the Senate Agriculture and Veterans Affairs committee on January 5<sup>th</sup>, 5-0-1.
- f) SB 2117 – Repeals NDCC 37-17.3-11 which exempts the statewide seamless base map record from section 44-04-18 and authorizes the State Radio Division director at the NDDDES to charge a fee for the record. The base map is no longer created by NDDDES and the fee was not charged in previous biennium. There is no fiscal impact. This bill was passed favorably through the Senate Agriculture and Veterans Affairs committee on January 5<sup>th</sup>, 5-0-1.
- g) Snow Removal Grants – A bill to provide an appropriation to the adjutant general for emergency snow removal grants. During the State of the State address, the Governor discussed a potential bill sponsored by Senator Wanzek and Representative Brandenburg which would appropriate \$20 million to state, local and tribal governments for excessive snow removal costs. NDDDES would administer the grant program through existing grant management team members.

**12. Provide a one-page itemized listing of the changes your agency is requesting the committee to make to the executive recommendation.**

- a) No changes being requested.

- 13. Provide a comparison of your agency's major requests to those recommended in the executive budget.**
- a) Reference Attachment #2 (will be provided with testimony for agency budget presentations to the divisions of the appropriations committees)
- 14. Identify the purpose and amount of federal state fiscal recovery funding appropriated to your agency during the November 2021 special legislative session, the amount of funds spent to date, the timeline for obligating and spending the remaining funds, and any amounts that will not be obligated by December 2024.**
- a) The agency received \$2,000,000 of ARPA funding to supplement federal funds for the purpose of enhancing housing at Camp Grafton, and \$450,000 for the purpose of replacing the state active duty software and on-going maintenance costs.
  - b) The amount of funds spent through December 2022 are as follows:
    - 1) Camp Grafton Housing - \$962,053.85
    - 2) State Active Duty Software - \$187,051.45
  - c) The timeline for spending the remaining funds is dependent on the project. The funds received for the Camp Grafton housing project are projected to be spent in the 2021-23 biennium, however carryover authority was requested in Section 15 of the executive budget due to the nature of the construction project and if supplies/materials are delayed. The State Active Duty software project has been completed, however the funding received was also to cover software maintenance through December 2026 so carryover authority was requested in Section 14 of the executive recommendation.
  - d) All funds will be obligated by December 2024.
- 15. Identify the amount of federal funding available to your agency for the 2023-25 biennium, the purpose of the funding, federal deadlines for spending the funds, and your agency's plan for spending the funds.**
- a) \$163,359,085 – The amount of federal funding available to our agency for the 2023-25 biennium.
  - b) The federal funds are used to support the Air and Army Guard facilities, missions and employees; dispersed to counties, cities, tribal governments, emergency management entities, and first responder organizations; support disaster recovery efforts resulting from presidentially declared disasters; improve state, county, and tribal mitigation and preparedness planning, law enforcement planning, intelligence analysis activities, interoperable communications and support regional response capabilities.
  - c) For the Army and Air Guard federal funds, the majority must be disbursed within four years post appropriation's fiscal year. The only exception is Military Construction where the funding must be obligated within four years post appropriation's fiscal year and disbursed within ten years post appropriation's fiscal year. For the federal awards that fall under the Department of Emergency Services, the various awards have expiration dates ranging from April 2023 through September 2028. There are just under 40 different federal awards, and depending on the award the deadlines vary.
  - d) The plan for spending the funds is that described in b) above.
- 16. Provide additional information as necessary.**



# Office of the Adjutant General

## Senate Appropriations Budget Presentation

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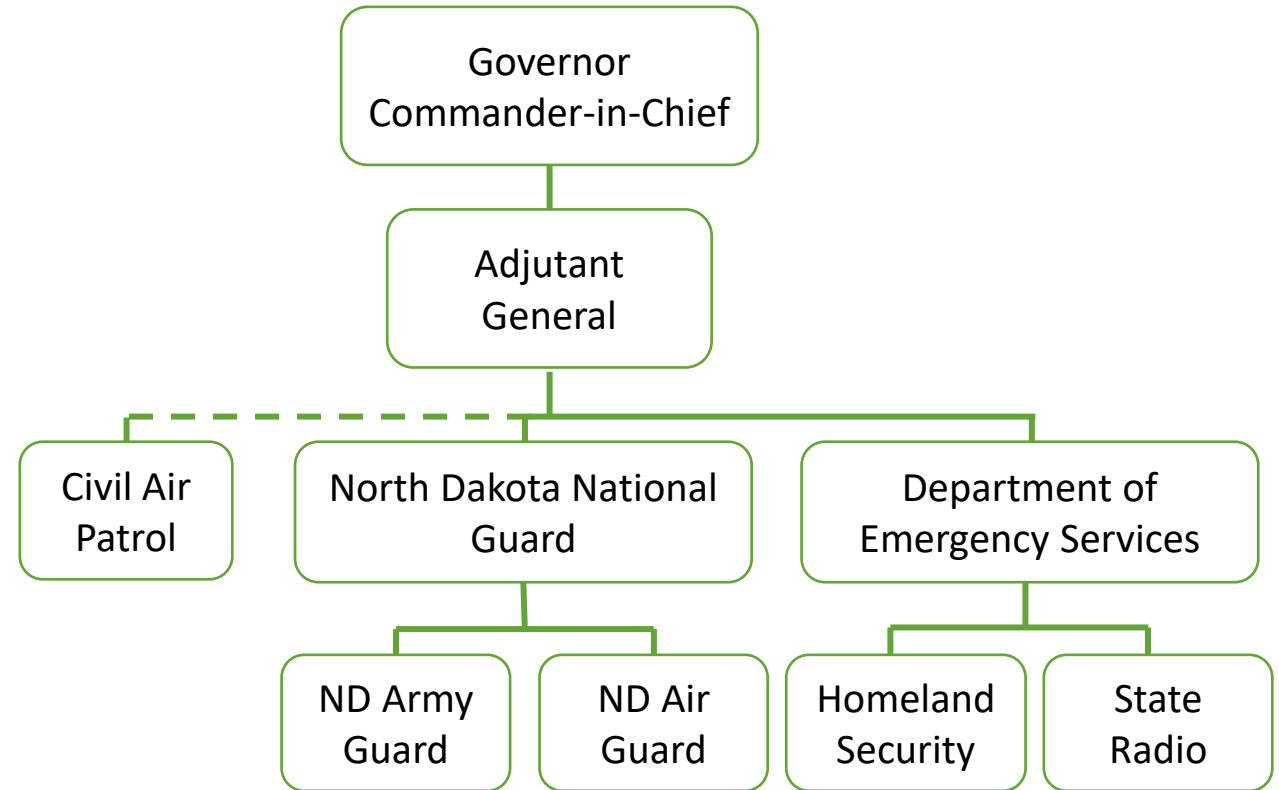
**Empower People | Improve Lives | Inspire Success**

# Agenda

- Agency Overview
- Total Rewards
- DES Initiatives
- NDNG Initiatives
- Questions

# Office of the Adjutant General (OTAG)

- **State FTEs: 222**
  - NDNG: 151
  - DES-HLS: 38
  - DES-SR: 32
  - CAP: 1
- **NDNG Federal FTEs 1,066**
- **State Reserve Forces: 4,280**
  - NDNG: 4,000
  - CAP: 280



# Agency Missions

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- **State Radio:** Provide around the clock 911 emergency dispatch services that deploy federal, state, and local first responders to protect lives and property.
- **Homeland Security:** Protect the homeland against all threats and coordinate a whole of government/society response in times of disaster or emergency.
- **National Guard:** Provide ready units, individuals and equipment to support our communities, state and nation.

# Return on \$26M Investment

Source	Value to North Dakota
DES Asst. to State/Local	\$55,500,000
NDNG COVID Support	\$31,057,232
NDNG Economic Impact	\$635,194,650
Bourbanis Dam	Town of Cavalier
DES Plans & Exercises	Preparedness
911 Emergency Dispatch	Priceless

# Total Rewards

- Cost of turn-over: \$1,100,000/biennium; equals 8 experienced 911 dispatchers

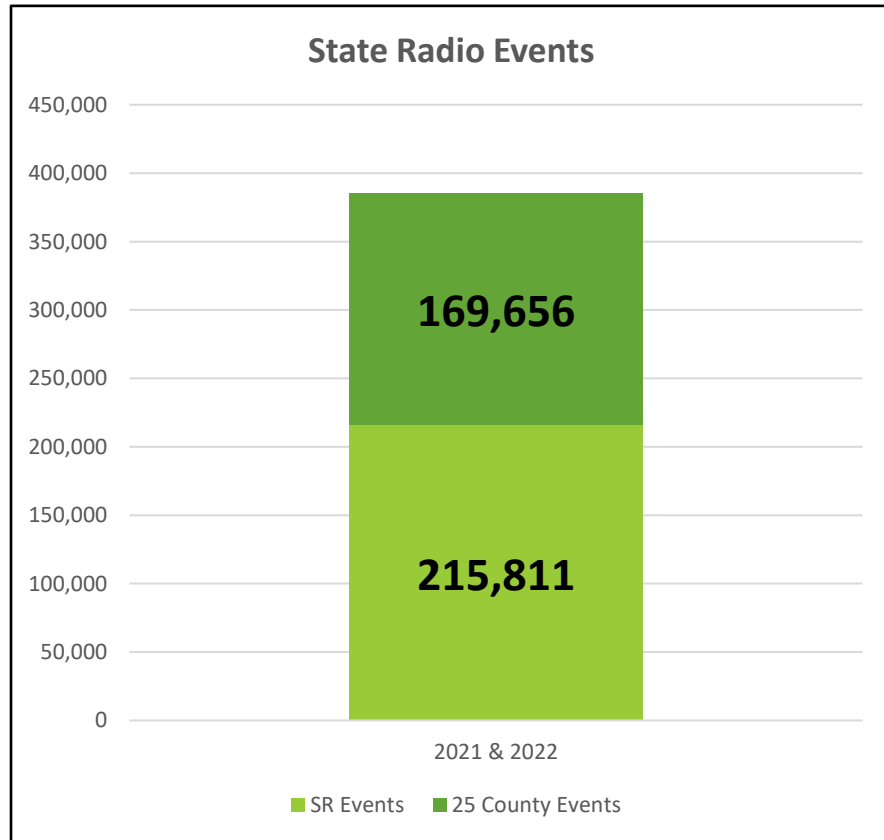
State Radio	Turnover Rate 33%	Percent Behind Nearest Competitor 16%	Dispatchers <3 Years of Experience 48%
Homeland Security	Retirement Eligible 28%	Employees Below Market Policy Point 80%	Average Years of Service 14
National Guard	Retirement Eligible 26%	Employees Below Market Policy Point 72%	Average Years of Service 12

# Emergency Services State Radio

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**Empower People | Improve Lives | Inspire Success**

# Saving Lives



Pregnancy  
303



Suicide  
Ideation  
793



Domestic  
2,245



Overdose  
215



Vehicle Accidents  
7,169



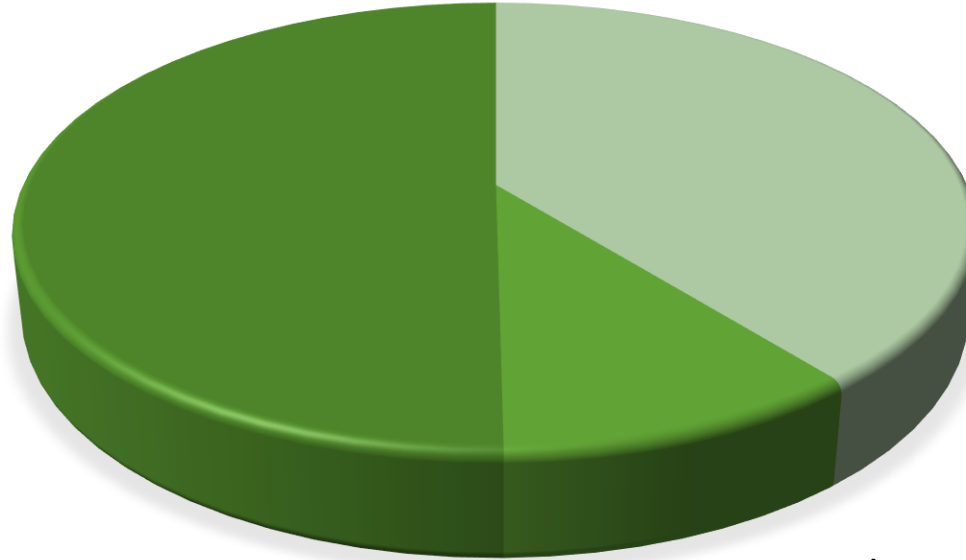
CPR  
2,419



# 2021-23 Budget

Special, \$5,258,524

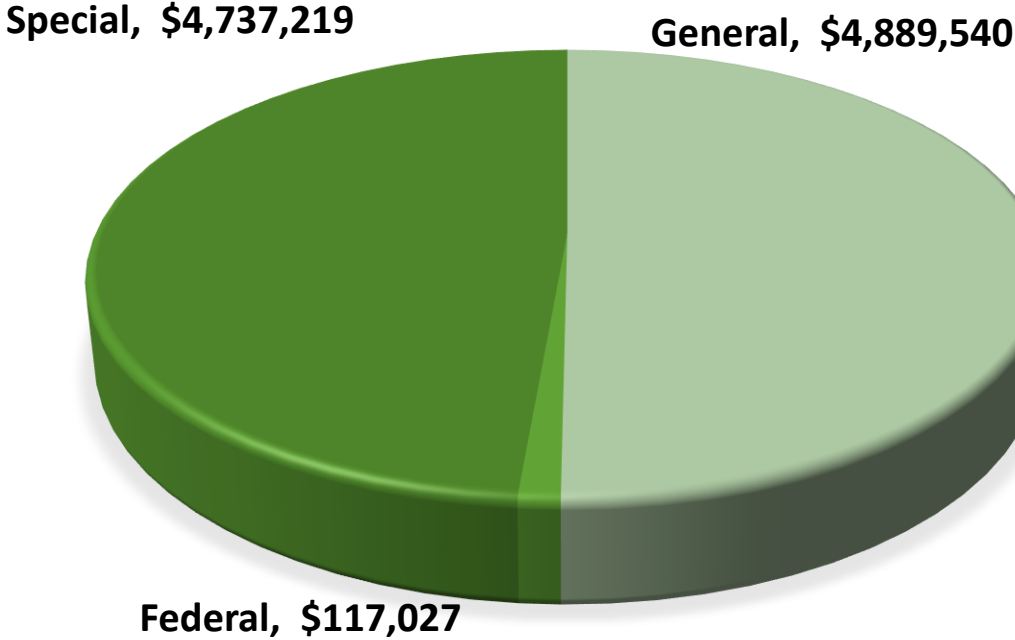
General, \$4,109,075



Federal, \$1,104,487

Fund Type	Amount	% of Budget
General	\$4,109,075	39%
Federal	\$1,104,487	11%
Special	\$5,258,524	50%
Total	\$10,472,086	100%

# 2023-25 Executive Recommendation



Fund Type	Amount	% of Budget
General	\$4,889,540	50.2%
Federal	\$117,027	1.2%
Special	\$4,737,219	48.6%
Total	\$9,743,786	100%

# 2023-2025 State Radio Initiatives

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# State Radio

## 1 FTE – Operations Manager

- Currently role split by supervisors
- Standardizes training across shifts
- Maximizes dispatcher time on console
- Ensures best practice implementation
- Facilitates tactical inter-agency synchronization

## Dispatch Consoles

- Purchased new 15 years ago
  - Others purchased used 7 years ago
- Not supported by manufacturer
- Purchased last remaining parts on eBay



# Emergency Services Homeland Security

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# 2021-23 Accomplishments

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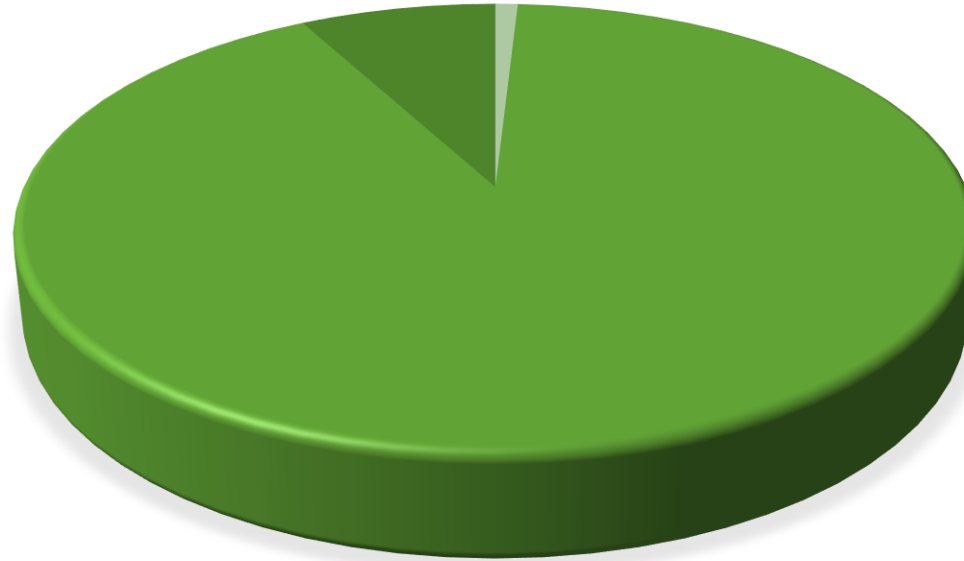
- Response and Recovery to 5th largest disaster (\$) in state history
- 2 Presidential Disaster Declarations
- \$43M public assistance funds distributed this biennium through Nov
- \$10.5M state and local grant funds disbursed this biennium through Nov
- 2022 Roaming Bison Award
- 2021 Trees Award for excellence in government



# 2021-23 Budget

Special, \$19,855,176

General, \$2,273,180



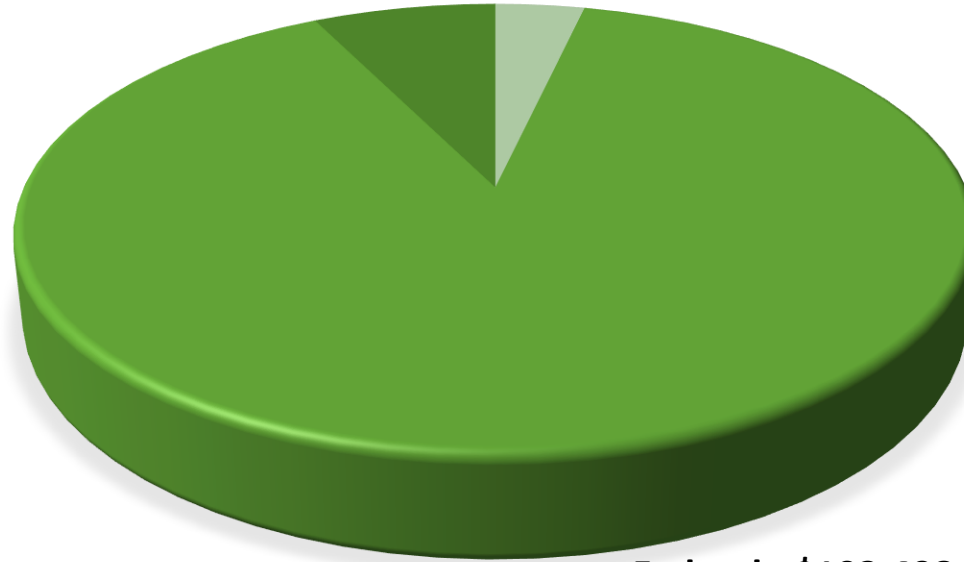
Federal, \$229,494,046

Fund Type	Amount	% of Budget
General	\$2,273,180	1%
Federal	\$229,494,046	91%
Special	\$19,855,176	8%
Total	\$251,622,402	100%

# 2023-25 Executive Recommendation

Special, \$8,554,570

General, \$4,169,196



Federal, \$103,498,099

Fund Type	Amount	% of Budget
General	\$4,169,196	3.6%
Federal	\$103,498,099	89.1%
Special	\$8,554,570	7.4%
Total	\$116,221,865	100%



# 2023-2025 Homeland Security Initiatives

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# STORM Act

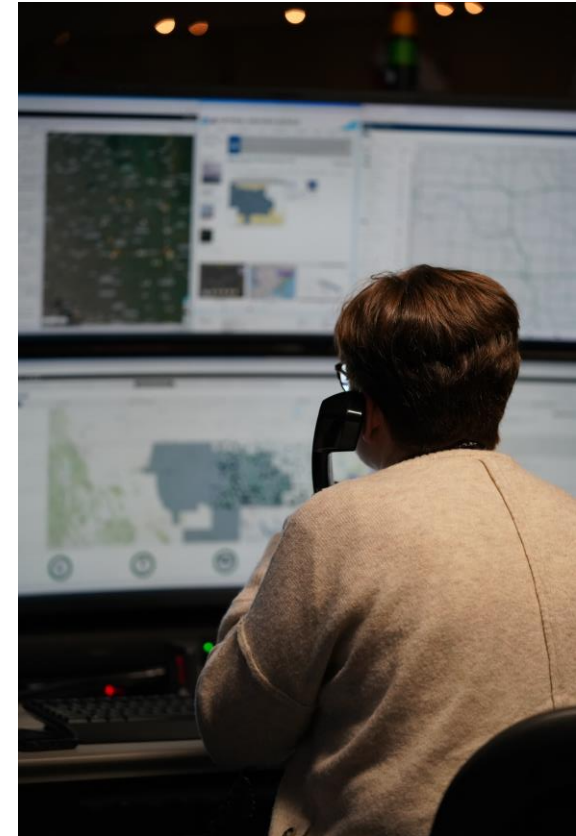
- Creates a revolving loan fund for state mitigation projects
  - 20-year loan, 1% interest
- 90% federally funded
- One-time funding from Disaster Relief Fund of \$1,000,000
- Modeled on existing DEQ program



# Watch Center - 24/7/365 Readiness

- 6 FTE's
  - Minimum to staff 24/7/365 with 8-hour shifts
  - \$1.2M
- \$234,600 for operating costs
- Returns 3 FTE equivalents back into the DES workforce

**In an emergency faster response and better coordination will save time, which in turn saves lives and in the long run costs of disaster response and recovery**



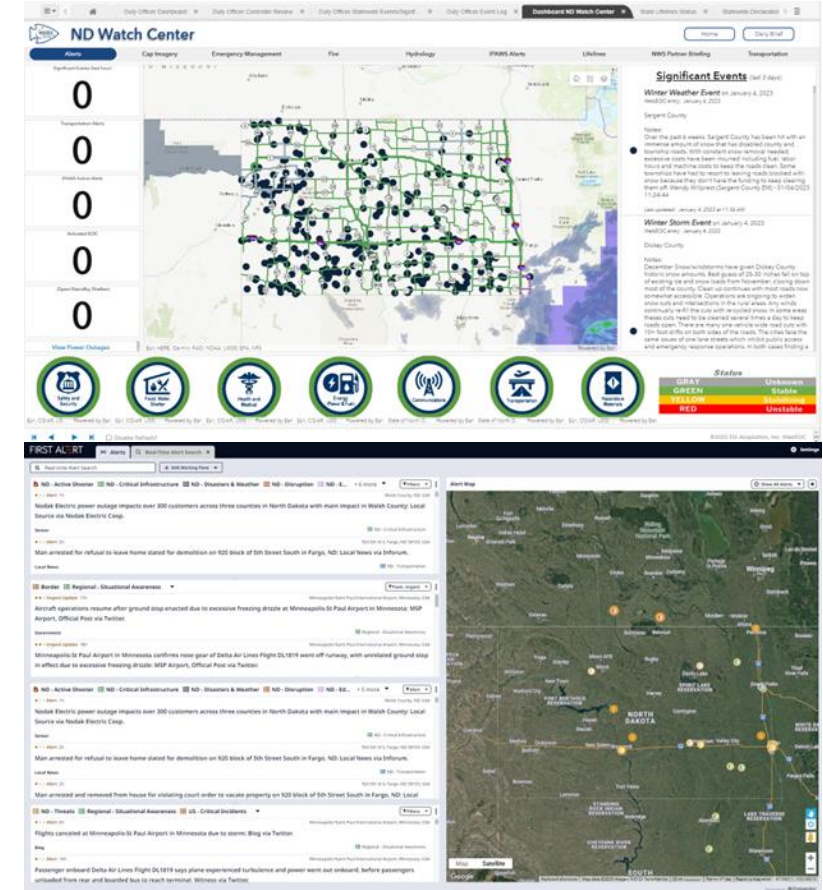
# Watch Center Process

- Single point of after-hours public safety monitoring and initial response coordination
- Benefits for other agencies
  - Proactive threat scanning
  - Provides initial assessment and screening
  - Timely reporting and analysis on ongoing incidents
- Enables new capabilities such as dual notification for school threats



# Watch Center Technology

- New All Hazards GIS Dashboard
  - Consolidated public safety information
  - Improved citizen experience
- Starting point for implementing internet of things sensors
  - Soil moisture, weather data, river/lake elevation, in-road sensors, hospital bed availability, power outages, network outages, etc
  - With consolidated data we can implement machine learning and artificial intelligence to better identify threats, model impacts, and target early mitigation actions
- Real-time threat monitoring of internet and dark web using artificial intelligence and machine learning
  - 24/7 in hundreds of languages



# National Guard

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NORTH  
**Dakota** | Adjutant General  
Be Legendary.™



# 2021-23 Accomplishments

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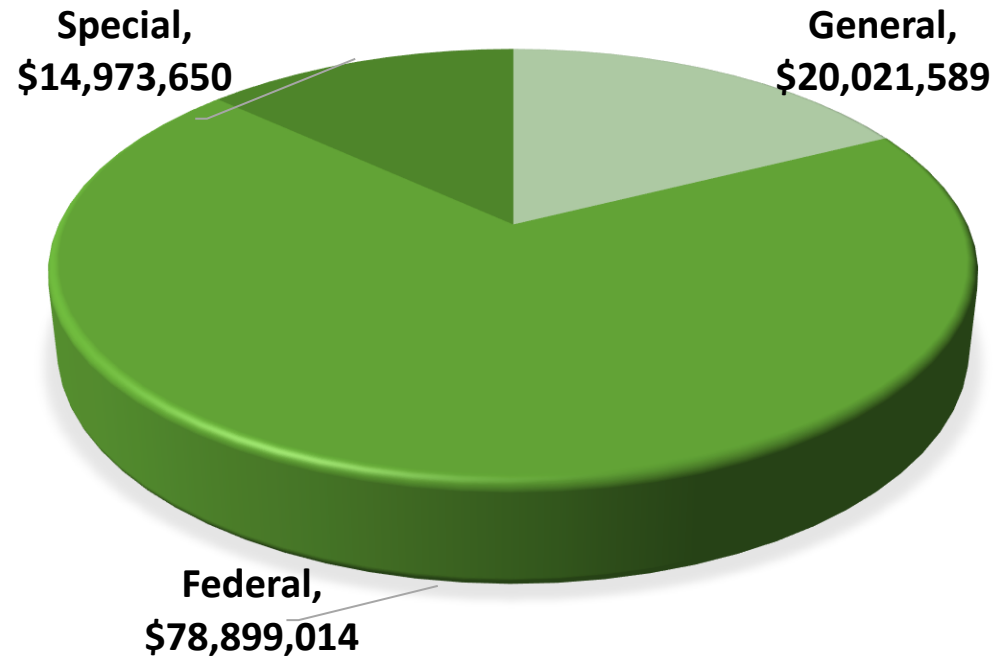
- NDNG Aviation supported 15 fire and flood response events
  - 550 personnel days
  - over 100,000 gallons of water applied to fires
  - 230 one-ton sandbags placed
- Closed out COVID-19 support
  - 1,100 Soldiers and Airmen
  - 736 days
  - more than 134,000 personnel days

- 915 Servicemembers (23% of the NDNG) deployed for federal missions
- 504 Servicemembers participated in seven military exercises
- 10 Servicemembers received national recognition
- 13 NDNG Units received State and Federal recognition for service
- NDNG conducted 25 military and civilian events under our State Partnership Program

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**NORTH  
Dakota** | Adjutant General  
Be Legendary.™

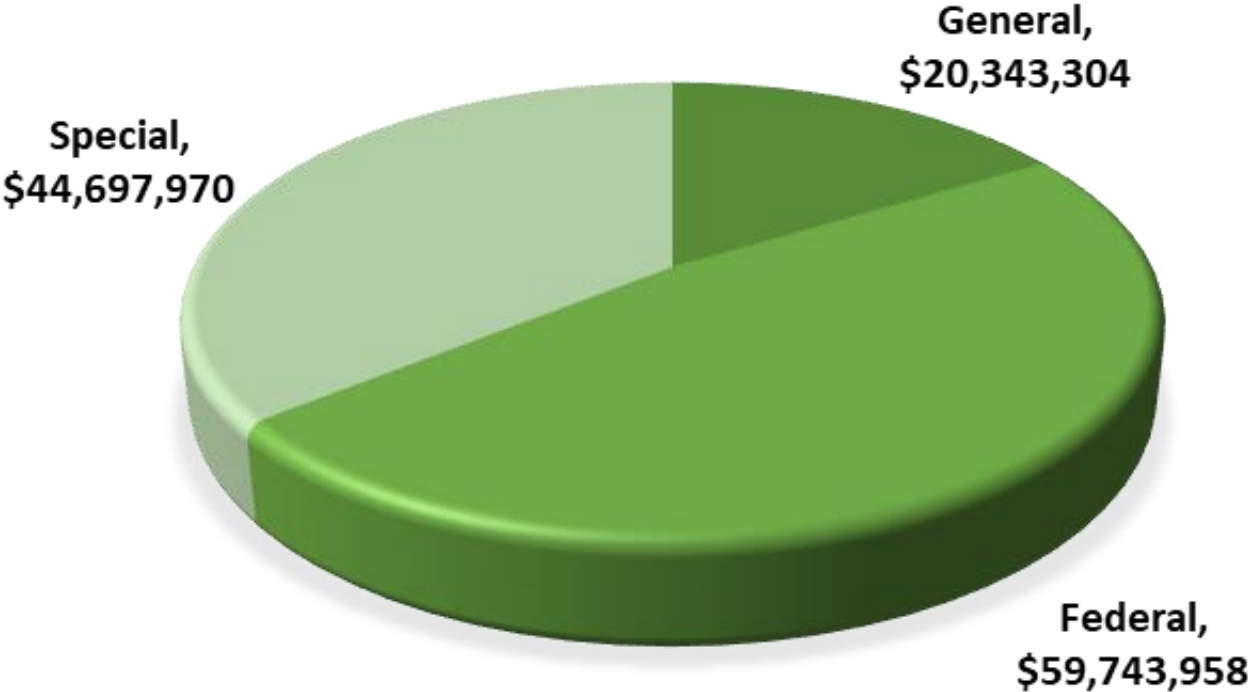
# 2021-23 Budget



Title	Amount	%
General	\$20,021,589	18%
Federal	\$78,899,014	69%
Special	\$14,973,650	13%
Total	\$113,894,253	100%



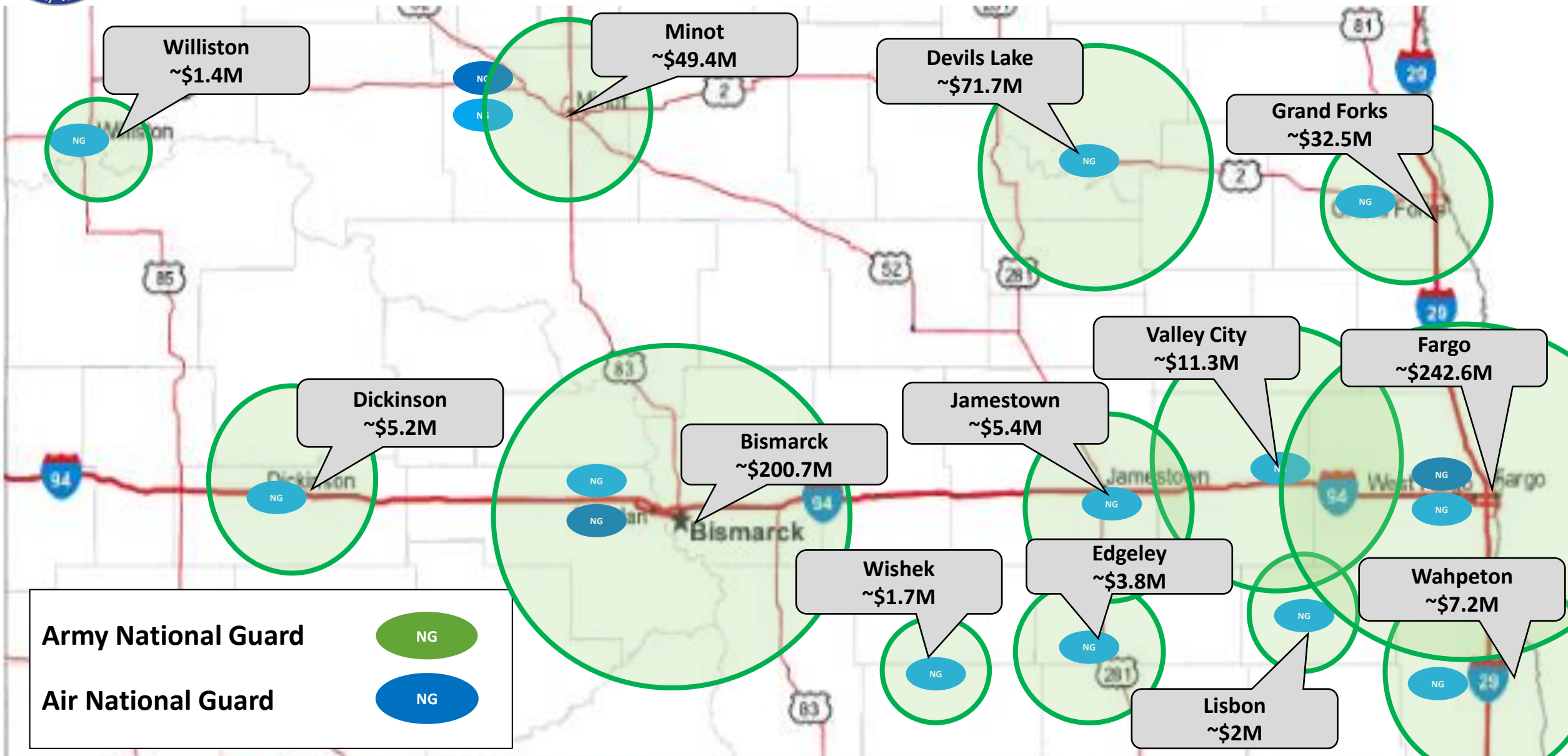
# 2023-25 Executive Recommendation



Title	Amount	%
General:	\$20,343,304	16%
Federal:	\$59,743,958	48%
Special:	\$44,697,970	36%
Total:	\$124,785,232	100%



# \$635M Economic Impact 2021-22



# 2023-2025 National Guard Initiatives

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# Camp Grafton - Training Center of Excellence

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- 74,753 training days a year (3,875 are non-military)
- \$71.7M in economic impact for region and state
- Training site available for federal, state and local agencies
- Training site of choice for military Engineer and Military Police organizations
- Research and Development of UAS, CUAS and Arctic Operations



# Camp Grafton Lodging – \$5,300,000

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- Lodging requirements increased by 41% over last 10 years
- Validated 80 bed shortfall for military training requirements





# Camp Grafton Training Facility – \$9,000,000

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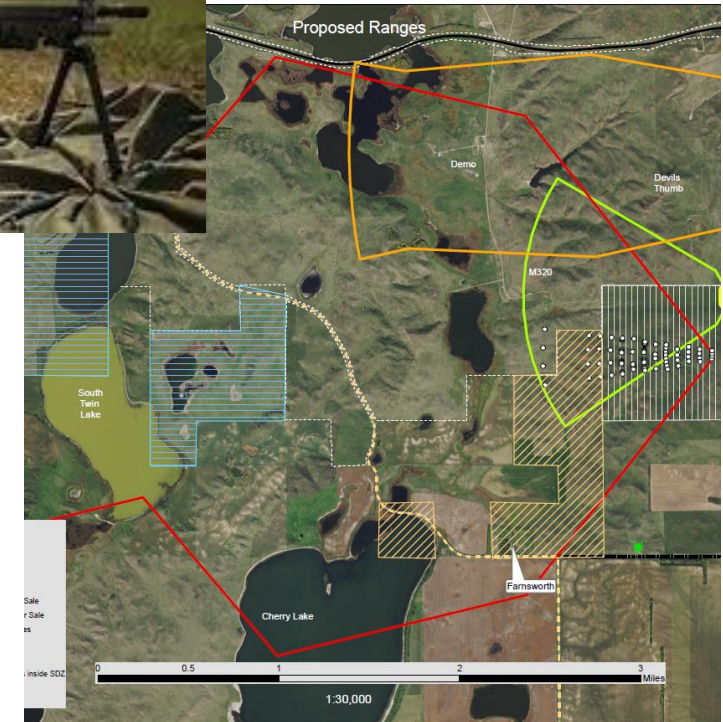


- 2,000 Military students from around the United States every year
- 500 (growing to 900) federal law enforcement students every year
- 200 Full-Time Workforce



# Range Expansion Carry Over— \$2,300,000

- \$48,900 spent on appraisals
- Actively engaged with landowners
- Engaged with Eddy County Commission
- Reduced travel time protects valuable training time
- Keep federal dollars in North Dakota
- Priorities –
  - Individual weapons qualification
  - Multi-purpose machine gun range



# Dickinson Readiness Center – \$8,600,000 State Match



- Increase 67<sup>th</sup> Session’s authority from \$15,500,000 to \$24,100,000
- \$8,570,391 Special Funds From SIIF

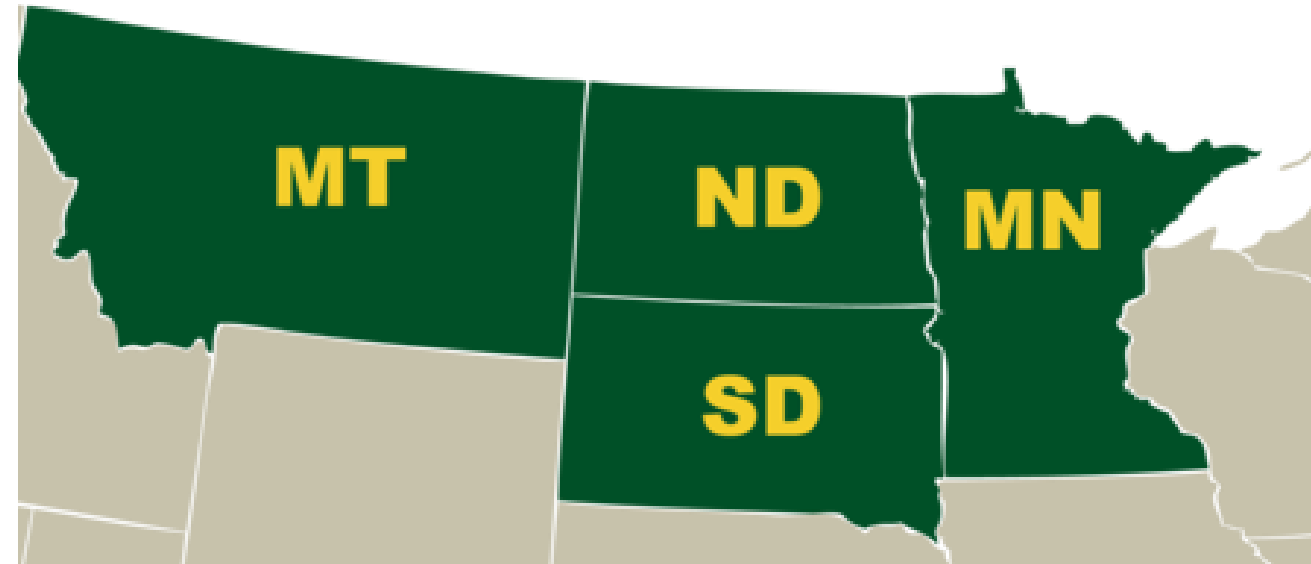
Action	Federal	State	Total Authority
2022 Actual Costs	\$14,264,000	\$6,055,658	
2023 Inflation (7%)		\$1,422,376	
Optional Adjustments		\$1,092,357	
<b>Federal/State Share</b>	<b>\$14,264,000</b>	<b>\$8,570,391</b>	<b>\$24,100,000</b>



# Regional Pay and Benefit Equity

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- Competing for recruits with surrounding states with better benefits
- Tuition Assistance for out-of-state and on-line NDNG members
- State Active-Duty pay equity with surrounding States



# Military Museum - Honor, Educate, Inspire

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- Increase Authority - \$40,000,000
- State Cost Share - \$20,000,000



# Military Museum - Honor

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- 1<sup>st</sup> North Dakota Volunteers – 9 Medals of Honor at Battle of Burning Bridge
- 164<sup>th</sup> Infantry Reg – 1<sup>st</sup> Army unit to engage enemy in WWII
- Master Sgt Woodrow Wilson Keeble



# Military Museum – Educate

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- Native American Military Service
- Lewis and Clark
- 1<sup>st</sup> North Dakota Volunteer's Colors became our State Flag
- Air Bases
- GWOT





# Military Museum

## - Inspire

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- Less than 1% Serve; becoming a family business
  - 80% Have Close relative who served
  - 30% had a parent who served
- 10 per 10,000 recruitable age enlist – lowest in US
- Need to inspire the next generation to serve to sustain the all-volunteer force



# Civil Air Patrol

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# Civil Air Patrol

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- Hangar Purchase - \$60,000
- 3% Budget Increase - \$4,915



# Questions

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# ND vs. MN National Guard Educational Assistance Programs

Benefit	NDNG Member Attending ND College	NDNG Member Attending MN College	MNNG Member Attending ND College	MNNG Member Attending MN College
<b>State Tuition Assistance</b>				
Reimbursement Rate	75%	0	100%	75%
Waiver	35% - State 25% - Non-State	0	0	0
\$ Amount Undergraduate	Highest Tuition at State Institution = \$9,309/yr	\$0	\$18,000 max/yr	\$18,000 max/yr
\$ Amount Graduate	\$	\$0	\$28,000 max/yr	\$28,000 max/yr
Undergrad Credits	130	0	144 cumulative credits	144 cumulative credits
Graduate Credits	39	0		
Eligibility After Discharge	0	0	2 years	2 years
Eligibility After Medical Discharge	0	0	8 years	8 years
<b>State GI Bill</b>	0	0	0	\$10,000 if attending a MN College

**TESTIMONY OF  
MAJOR GENERAL ALAN S. DOHRMANN  
THE ADJUTANT GENERAL  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
SENATE APPROPRIATIONS COMMITTEE  
JANUARY 9, 2023  
IN SUPPORT OF GOVERNOR'S EXECUTIVE RECOMMENDATION**

Chairman Bekkedahl, members of the Senate appropriations committee, my name is Al Dohrmann, I'm the Adjutant General of the National Guard and the Director of Emergency Services for the state of North Dakota. I am here today to testify in support of the Governor's executive recommendation and address Senate Bill 2016.

The men and women of the North Dakota National Guard (NDNG), North Dakota Department of Emergency Services (NDDDES), and Civil Air Patrol (CAP) continue to demonstrate remarkable commitment, dedication, and selfless service as they stand prepared to protect the citizens of North Dakota when called on. The National Guard also stands ready to deploy as an operational force to protect the homeland, to fight and win America's wars.

Additionally, per the chairman's request from December 19, 2022, please find attached responses to our written testimony and presentation. I will be providing additional information on these topics throughout my testimony.

1. Direct responses to all of the information requested by the Chairman. **(Attachment #1)**
2. Comparison of your agency's major requests to those recommended in the executive budget. **(Attachment #2)** - will be provided with testimony for agency budget presentations to the divisions of the appropriations committees

**Role of the National Guard and Emergency Services**

The world is currently in a state of sustained competition that has caused our nation to place a greater reliance on the National Guard and Emergency Services. Since 9/11 our National Guard has evolved from a strategic "cold war" reserve into an operational force expected to be more ready than ever before. It is our responsibility to be a force that is lethal, adaptive, and resilient. Defending our nation, fighting and winning America's wars are our primary mission, so we must be agile enough to rapidly pivot and provide critical resources in defense of the homeland and in support of our communities and state during times of crisis. The Department of Emergency Services must remain prepared and agile to address natural threats, as well as state and non-state actors. Our experiences over the past 15 years responding to floods, fires, droughts, civil unrest, and a pandemic highlight the need to build and sustain our readiness.

**State of the National Guard**

As an organization, we continually train to operate in the modern environment of continuous competition. "Always Ready, Always There" is the motto of the North Dakota National Guard. We have consistently lived up to our motto across the state or when mobilizing Soldiers and Airmen around the globe, your National Guard has always been ready and will

always be there. As the threats to the homeland and around the globe evolve, so too have the demands placed on us, we must modernize in order to be prepared to support our state and communities and to be more ready and lethal to engage our enemies abroad.

### **State of the Department of Emergency Services**

The North Dakota Department of Emergency Services (NDDDES) consists of the Division of Homeland Security and the Division of State Radio. NDDDES provides 24/7 emergency communications and resource coordination with more than 50 lead and support agencies, private enterprise, and voluntary organizations to assist local and tribal jurisdictions in disaster and emergency response activities.

The Division of Homeland Security administers federal disaster recovery programs as well as several other federal grant programs. The Division also manages the State Emergency Operations Center (SEOC), ensuring a statewide coordinated response to emergencies and disasters as outlined in the State Emergency Operations Plan (SEOP) and serves as a liaison between federal, local, tribal, private, and voluntary agencies. The staff coordinates resources, compiles damage assessment information, maintains situational awareness, and evaluates information to determine the potential for state and federal declarations and requests for assistance. The Division of Homeland Security also provides administrative support for the North Dakota Civil Air Patrol (CAP). The North Dakota Civil Air Patrol (CAP) is the lead agency for civilian search and rescue in North Dakota. CAP also provides information gathering and reconnaissance during disasters, as well as quick emergency transport. CAP members are trained to FEMA standards for emergency response. There is one FTE in this program with a Budget Line of \$389,313.

The State Radio Communications System has over 4,000 users representing 287 agencies of the local, state, and federal government. The Division of State Radio coordinates 9-1-1 services as well as emergency medical, fire, and law enforcement response for 25 North Dakota counties. It also serves as the primary or secondary backup for 16 of the 21 public safety answering points throughout the state. State Radio is the primary dispatch center for the N.D. Highway Patrol, the Game and Fish Department and various other state and federal agencies. It also responds to calls for emergency assistance across the state. Statewide communication services ensure necessary resources are dispatched for emergency response.

### **Explanation of 2021-23 Budget**

#### General Funds:

The requirement of general funds for the North Dakota National Guard (NDNG) and the North Dakota Department of Emergency Services (NDDDES) for the 2021-23 biennium has been on track as projected. We anticipate spending all general funds with the exception of \$600,000. The agency received \$1,000,000 of Coronavirus Relief Funds to offset dispatcher salaries from July through December 2021. The dispatcher salaries are funded 60% with general funds and 40% with special funds. We are also requesting carryover authority for the NDNG Tuition, Enlistment, and Compensation budget line which I will explain more later in my testimony.

#### Federal Funds:

Approximately 80-85% of our funding is provided through federal cooperative agreements and federal grants. This biennium, the NDDDES estimates approximately

\$231,000,000 in federal funds, of which \$121,000,000 are FEMA grant funds, \$87,000,000 are related to COVID-19 funding and \$23,000,000 are Homeland Security grant funds. At the end of November 2022 approximately \$52,000,000 has been dispersed to counties, cities, tribal governments, emergency management entities, and first responder organizations. Federal funding received has mostly been expended to support disaster recovery efforts resulting from 2017, 2019, 2020, 2021 and 2022 presidential declared disasters. Funds have also been expended to improve state, county, and tribal mitigation and preparedness planning, law enforcement planning, intelligence analysis activities, interoperable communications, and supporting regional response capabilities. The NDNG has received \$79,000,000 in the current biennium to support the Air and Army Guard facilities, missions, and employees.

#### Special Funds:

Revenues from special funds provide some of the agency's operational funding sources. We will be very close to what we projected with \$4,100,000 in radio fees, and \$850,000 in Veterans Cemetery maintenance funds. Hazardous chemical fees were budgeted at roughly \$1,470,000. We are projecting to receive approximately \$1,200,000 due to a decrease in oil drilling, which results in a reduction of fees, but also, we have experienced a reduction in late fees owed to the agency as a new software system was put in place and it has helped customers with more timely payments. We projected \$4 million in Disaster Relief Fund expenditures and have incurred costs of approximately \$500,000 through November 2022 and estimating to spend another \$1,000,000 before June 30, 2023.

#### **Estimated 2021-23 spending and status of one-time funding**

The NDNG received one-time funding for a variety of projects. The first of those was \$320,000, of which \$80,000 was general funds for a building automation system upgrade at Fraire Barracks. The project started in February 2022 and continues to be ongoing with an expected completion date of February 2023, however due to uncertainties and lack of confidence in shipment and delivery dates of the controllers, carryover authority is requested in case the completion date is delayed. To date, \$18,369 of the general funds have been executed. The Fargo Readiness Center received \$100,000 of general funds for one-time equipment startup costs. Those funds were fully executed by December 2021 on items such as a zero-turn mower, tractor with attachments, a Kubota UTV, and other smaller start up items necessary to maintain the facility and grounds. During the current biennium the agency received \$1,000,000 of Strategic Investment and Improvement Funds (SIIF) for deferred maintenance projects. At the time of providing testimony during the last legislative session, we were anticipating completion of eight projects with those funds. Due to the substantial increase in costs the nation has experienced, we are unable to fulfill all eight of those projects. The funds have been allocated to four major projects which are ongoing at this time. The funds are projected to be fully executed by the end of the current biennium.

The National Guard division also received one-time federal fund authority for two projects which we are requesting carryover authority. The Dickinson Readiness Center received an appropriation of \$15,500,000 for the construction of a new facility. I will address details of this project later in my testimony. Camp Grafton was chosen to receive \$6,000,000 federal funds for the construction of a Line of Communication Bridge Training Site. Design work has started with construction expected to occur in fiscal year 2024 and construction complete no later than 2025.

We are requesting carryover authority of remaining funds for the Camp Grafton Expansion Project and legislative intent to pursue interest in land around Camp Grafton South for the eventual construction of a multi-purpose machine gun range. To date we have spent \$20,700 for appraisals so that we can move forward with negotiations for purchase and/or lease agreements. To date we are in the process of executing purchase agreements for 360 of the 1,600 acres authorized during the 66<sup>th</sup> Legislative Assembly and lease agreements for over 1,000 acres. SB2095 proposes updated language to NDCC 37-07.3-03, and extends the use of the fund through June 30, 2029.

NDDDES received one-time appropriations for the purchase of emergency response equipment. The general fund appropriation of \$100,000 is currently in the procurement phase but will be utilized on approximately 3,000 Meals-Ready-To-Eat (MREs) with a longer shelf life, and roughly 600,000 sandbags which will replace existing sandbags in the warehouse purchased several years ago and are deteriorating and no longer viable for flooding needs. One-time emergency equipment response authority of \$660,000 was also received in the current biennium. To date approximately \$129,000 has been expended on training software, add-ons for WebEOC, 911 response equipment, and building security.

### **Executive Recommendation (2023-25)**

Next, I will address the executive recommendation for the 2023-25 biennium and compare that to our 2021-23 base budget. During my testimony, I will address all one-time spending for the 2023-25 biennium. A complete listing of all one-time spending is found in Section 2 of the executive recommendation.

### **Subdivision 1. National Guard**

#### **Salaries and Wages**

The salary and wages line includes funding for 32 NDNG FTE's and temporary employees that support our state-owned and funded armories as well as one FTE supporting the National Guard Tuition program and one FTE supporting ND Cares. The net increase from our base budget equates to \$863,887, which is largely due to the Governor's recommended compensation and benefits package. This budget line does include \$90,000 of one-time general fund appropriation for roughly 60% of our projected eligible retirement payouts. Several of the individuals who are retirement eligible by the end of the 2023-25 biennium have been with the agency for several years and carry large leave balances. It is not feasible for the agency to hold open the positions to make up salary dollars for the required leave payouts. In order to see success for both the incoming employee, and agency, filling the positions as soon as possible is a must.

#### **Operating Expenses**

This line of our budget supports NDNG state supported facilities and provides operational support to state funded employees to include the ND Cares program. The general fund increases of \$251,148 is attributed to a reallocation of \$67,648 of base budget appropriation from the reintegration line to the NG operating line, along with \$183,500 of general funds for on-going operational costs upon completion of the Dickinson Readiness Center, which I will discuss in more detail later in the testimony.

#### **Capital Assets**

The capital assets line provides \$224,046 to pay special assessments in Burleigh, Cass and Williams County along with payment in lieu of taxes at our facilities at Camp Grafton in Eddy County. The remaining \$47,700,000 helps to fund five priority projects for the National Guard division.

Camp Grafton Training Facility – \$9,000,000 of Legacy Earnings Fund was included in the executive recommendation for a purpose-built fitness facility located at Camp Grafton Training Center (CGTC). This facility would enable year-round training and testing of the Army Combat Fitness Test (ACFT). This new test requires significantly more equipment and space than the previous test. A new facility would support all of CGTC's current and future customers and tenants. Completion of the fitness facility is expected to be August 2025. Ongoing operations and maintenance of the building in 2025-2027 is anticipated to be \$280,000 with 50% general funds and 50% federal funds. One additional FTE is requested with an anticipated start date of May 2025. The intent is that this individual be onboarded prior to the opening of the facility. The cost for the 2023-2025 biennium would be two months of salary and benefits for a total of \$12,064, and a 50% state and 50% federal share.

Camp Grafton Billets – During the current biennium, the agency received \$2,000,000 of funding from the American Rescue Plan Act (ARPA) to supplement federal funds for housing enhancement at Camp Grafton. The executive recommendation includes \$6,000,000 of SIIF appropriation for an additional lodging facility at Camp Grafton Training Center (CGTC). After further review the SIIF funds can be reduced by \$700,000 for a total of \$5,300,000 required for the housing enhancement project. CGTC needs to ensure adequate support to a growing military and law enforcement customer demand. It is the goal of CGTC to develop to be the premier federal and state training center. The construction of this facility would help bridge an 81-room lodging gap that currently exists. Once constructed, the ongoing operations and maintenance of this facility would be supported with federal funds.

Military Museum – During the 67th legislative assembly, the Office of the Adjutant General received authority to accept up to \$10,000,000 from other funds, including private and federal funds. These funds would be appropriated to the Adjutant General for the construction of a military museum. The executive recommendation includes one-time funding of \$20,000,000 from Legacy Earnings for a state match on construction, as well as increased fundraising authority for a state-of-the-art museum. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum. Concurrently the North Dakota National Guard Foundation has entered into contract with a private company, conducting a feasibility study of which indicated confidence that \$20,000,000 could be raised. There are currently \$2,500,000 in soft pledges for the museum.

Dickinson Readiness Center – The NDNG received \$15,500,000 of federal authority during the 2021-23 biennium to construct the Dickinson Readiness Center. The 2023-25 executive recommendation includes \$10,000,000 of SIIF appropriation, however revised estimates show the required funding can be reduced to \$8,600,000.

The bid opening for this project was held October 5, 2022. The lowest bid was \$20,319,658. Unfortunately, the federal programmed amount for the Dickinson Readiness Center is \$14,264,000. This is base construction only. There are three alternate bid items deemed necessary to meet the readiness needs of the unit. These items are separate from the base construction bid and can be added as funds allow. They are an Unheated Enclosed

Vehicle Storage building that protects vehicles and other equipment from the effects of harsh weather (\$750,124), a paved vehicle parking lot (\$104,946) and a 300KW generator upgrade (\$165,825). In total there are \$3,681,435 in alternate bid items. The ones listed above are the highest priority. This creates a deficit of approximately \$7,000,000 that is required to complete the construction of the readiness center. An additional \$1,600,000 is estimated to take into account increasing construction costs, and unforeseen requirements.

We did consider redesign and/or reducing the size of the building as a cost saving measure. This would result in eliminating many essential operational areas such as a maintenance bay, drill floor and multipurpose training room. Reductions of this magnitude jeopardize the functionality and intended purpose of the readiness center. The impact is reduced readiness of the unit. Building a brand-new facility that does not meet the unit training needs defeats the purpose of constructing a new building and will hurt recruiting and retention efforts.

Statewide Interoperability Radio Network (SIRN) Equipment – One-time funding of \$2,700,000 of ARPA funds is included in the executive recommendation and will be utilized to equip the National Guard's emergency communication ability throughout the state. The purchase of radios will allow the National Guard to seamlessly interoperate with other State and Local agencies during domestic emergency responses on the new SIRN system. ND Army and Air National Guard Forces across the state will work and train with this new equipment to be prepared for the next emergency response.

### Grants

This line of \$585,692 provides an increase of \$374,776 for rental payments to community owned armories partially occupied by NDNG units in seven communities across North Dakota. During the interim we conducted an assessment of our rental agreements and found that in some cases our rental payments were not even covering the cost of utilities. The last assessment was conducted in 2016. We currently pay a flat rate for space at these community owned facilities. Our proposed increase is based on a square foot calculation of \$2/square foot, which remains well below market average estimated at \$14/square foot. It is important that we fairly compensate these communities to ensure proper maintenance of the space that the NDNG uses.

### Civil Air Patrol

The North Dakota Civil Air Patrol (CAP) is an agency called upon for civilian search and rescue as well as information gathering during state disasters. There is one FTE in this program with a budget line of \$389,313. There is an overall increase to this budget line of \$80,188. The increase includes \$60,000 of one-time general fund appropriation for the purchase of a hangar in Minot, \$4,915 for a 3% base budget increase to off-set operating costs such as fuel and training missions, and \$15,273 for salary increases based on the executive recommendation.

The Civil Air Patrol currently leases hangar space in Minot, ND. The lease was entered into in May 2018 and expires June 30, 2023. The individual who currently owns the hangar is no longer interested in owning the building and wishes to sell. The lease agreement contains an Option to Purchase Provision and the Civil Air Patrol would like to execute. If CAP does not purchase the hangar, it will be sold, and they will have to find other space to lease. Some

airports used to be able to overlook our small footprint and donate hangar space but have started to charge for that service. Currently, there is no other hangar space available in Minot.

CAP is made up of volunteer professionals who pride themselves on delivering high quality products at a low cost. The ability to continually provide services boils down to the ability to maintain operational readiness for all mission sets. During the past few biennia, funding has allowed paying for one FTE and covers the operations and training budget.

It is critical to the Civil Air Patrol's mission that assets are located and maintained throughout the state of North Dakota. Civil Air Patrol has three primary missions: Aerospace Education, Cadet Programs and Emergency Services. Civil Air Patrol performs 95% of the nation's inland search and rescue, averages over 100 lives saved per year, performs aerial reconnaissance for homeland security, completes disaster-relief and damage assessment, provides transportation for time-sensitive medical materials and is tasked with counterdrug missions.

### Tuition, Recruiting and Retention

The State Tuition Assistance (STA) program remains our #1 recruiting tool. The base budget includes \$3,042,235 for the 2023-25 biennium and we are requesting carryover of an estimated \$1,770,000 from the 2021-23 biennium which is identified in Section 6 of the Governor's executive recommendation. This funding provides the resources required to offer up to 100% tuition reimbursement for our qualified members. This critical program allows us to meet the required personnel strength of the NDNG. The carryover will be used to support our intent to expand our tuition assistance program for use outside of North Dakota. We did not make our recruiting goal in 2022 and are projected to fall short in 2023. Offering STA outside of ND allows us to compete with our neighbors. The carryover will also allow us to provide use under existing authority to conduct recruiting and retention programs in order to work towards meeting our personnel numbers. Currently we are running a program called ND500. This program currently provides a \$500 stipend for current members of the NG that provide a lead on a recruit that results in an enlistment, and we would like to expand it to former members. The NDNG has managed similar recruiting and retention programs in the past. Full formations ensure we are ready to deploy overseas, respond to domestic emergencies, and ensure we sustain National Guard capabilities.

### Air Guard Contracts

This budget line supports the state funded facilities and 30 state FTE's at the ND Air National Guard located at Hector Field in Fargo. Seventeen FTE's are 75% federally funded and 25% generally funded. The remaining 13 FTE's are 100% federally reimbursed. Funding in this budget line supports both state and federal missions and 489,000 sq. ft. of federal facilities located at Hector Field. The majority of those facilities require a 25% state match to support utilities and operational costs. This funding is critical for maintaining our facilities and operations. Overall this budget line shows an increase of \$462,390 which is attributed to one-time federal fund appropriation in the amount of \$5,000 for projected retirement payouts, along with \$457,390 for the compensation package included in the executive recommendation.

While not in the Governor's budget recommendation, we are also asking for a FTE for a validated requirement for an additional security guard for the 119th Wing at Hector Field in Fargo. Since this is a federal requirement, it will be 100% federally funded through the master



cooperative agreement. We will not need any general funds, just the FTE and the authority to accept the federal dollars.

### Army Guard Contracts

This budget line supports federally funded facilities and 80 current FTEs, along with four additional FTE requests for the 2023-25 biennium, many of which require a state match of general funds. The executive recommendation has an overall increase of \$4,141,275 which is made up of five agency requests, as well as \$1,352,028 from the executive recommendation's compensation package.

One of the five agency requests is made up of \$40,000 of on-going general funds for State Active Duty training. Since 2021, the NDNG has trained 38 service members and sourced 11 of those service members with national wildfire certification. In order for the NDNG to conduct wildland firefighting operations on 1.7 million acres of federal land in North Dakota, all NDNG personnel responding must possess valid and current federally approved wildland firefighting certification. Furthermore, this capability standardizes training and readiness while strengthening safety standards across all personnel responding to both state and federal wildland firefighting. This capability has continued to shape a positive public perception of the NDNG response capabilities. However, lack of funding and training will result in degrading the NDNG's readiness, safety and public perception to support the US Forestry Service and the state of ND in responding to wildland firefighting operations. To meet federal requirements, without compromising readiness, balancing logistical and operational constraints, \$40,000 is being requested for this capability to be executed annually. This capability will maximize planning and meet the requested month to conduct training with the US Forestry Service instructors as well as maximizing training value with the ability to conduct outdoor practical exercises (to include a mandatory fitness test). This funding would be used for State Active-Duty Service Member pay, lodging, mileage and per diem for those that attend.

A second request in this budget line consists of dollars necessary for the start-up costs and on-going operational and utility costs of the Dickinson Readiness Center communicated during the 67<sup>th</sup> legislative assembly. The facility's construction, discussed previously, is mostly federally funded. The enduring operational expenses are generally funded 50% federal and 50% general. There are one-time initial expenses along with annual insurance premiums that are 100% general funds. One-time general fund dollars of \$300,000 is requested to purchase equipment (mowers, snow removal, custodial, tools, etc) for the maintenance of the facility and grounds. \$354,000 of on-going funding is necessary for things such as insurance, utilities, building and grounds maintenance, along with various office supplies. The on-gong funding consists of \$183,500 general funds and \$170,500 federal funds. Three additional FTE are also included with this request. With each new facility, a physical plant manager, a maintenance supervisor and a custodial supervisor are necessary to maintain the day-to-day operations. The FTE are funded 50% federal and 50% general for a total cost of \$612,348 budgeted for the 2023-25 biennium.

As mentioned previously, a training facility at Camp Grafton is included with the executive recommendation. Completion of the fitness facility is expected to be August 2025, and one additional FTE is being requested with an anticipated start date of May 2025 so this individual can be onboarded prior to the opening of the facility. The cost for the 2023-2025 biennium would be two months of salary and benefits for a total of \$12,064, funded 50% federal and 50% state.

On-going general fund maintenance dollars of \$1,500,000 were added to the agency's base budget. The agency owns 330 buildings throughout the state with approximately 20% state funded support required based upon usage. The replacement value is estimated at \$900,000,000 for buildings. Maintaining these facilities is crucial to NDNG Soldier and Airmen readiness for response to federal and state missions.

Current funding levels for maintenance and repairs have not kept pace with increased costs of materials and labor. Additional state funding is required to properly maintain the buildings owned and operated by the National Guard, of which three are used to support four other state and federal agencies such as ND Highway Patrol, Bureau of Criminal Investigation, ND Information Technology, and the Federal Department of Homeland Security. The \$1,000,000 appropriated by the 67<sup>th</sup> Legislative Assembly was a good first step in correcting this deficiency. However, ongoing maintenance needs require consistent funding.

The known projects and lifecycle updates of building system components that are a priority for the 2023-25 biennium are projected at \$1,300,000. This provides a useful estimate of the additional funds required on a continuing basis going forward. The agency has experienced significant cost increases during the 2021-23 biennium. When comparing our architect's cost estimates to the actual bid amounts contractors have submitted, we have seen increases that have more than doubled the architect's cost estimate. The discrepancy in costs highlights the current environment.

The impact of not funding maintenance requirements is increased probability of catastrophic failure of building systems and equipment as well as increased chances of unsafe, undesirable, or unhealthy working conditions for the over 3,000 full and part-time employees of the NDNG.

Finally, as part of the Army Guard budget line we have requested a one-time federal fund appropriation totaling \$145,000 for projected employee retirement payouts. Retirement eligible individuals hold key positions, and it is not feasible for the agency to hold open the positions to make up salary dollars for the required leave payouts. In order to see success for both the incoming employee, and agency, filling the positions as soon as possible is a must.

### Veterans Cemetery

The North Dakota Veterans Cemetery budget line supports five FTE's and four temporary employees during the winter months and seven temporary employees during the summer months. The total number of internments as of December 2022 is just under 11,000. In the last five years, the average number of interments per month is over 50. Special funds, derived from burial revenue and license plate sales reduce general fund requirements and help to fund salaries. This budget line has an overall increase of \$83,119, which can be attributed to the compensation package included in the executive recommendation.

### Reintegration Program

The reintegration program supports Soldiers and Airmen throughout a deployment and assists the service member and their families with reintegration upon return. This is critical to the overall readiness of the North Dakota National Guard. This program has four FTEs, of which three are filled: two of three Outreach Specialists and one Human Resource Counselor. The funding in this line item is for salaries, benefits, travel, and minor support costs. There was a decrease in the overall budget line of \$1,830. The decrease is attributed to the transfer of one

vacant FTE to another area within the agency, but then offset with the compensation package in the executive recommendation.

## **Subdivision 2. ND Department of Emergency Services**

### Salaries and Wages

This budget line in the executive recommendation supports five administrative FTEs, 33 Homeland Security FTEs, federally funded temporary employees, 32 State Radio FTEs, and seven additional FTE requests for the 2023-25 biennium. This line reflects an increase of \$2,870,619. This increase is made up of many factors to include the cost to continue dollars received in the base budget, reallocation of operating dollars to help fund equity adjustments made during the current biennium, the compensation package included in the executive recommendation, one additional training and operations manager for State Radio, as well as six additional FTEs for establishing a 24/7/365 "Watch Center". The Watch Center would provide a central hub for state public safety agencies, creating a persistent capability that scans for all-hazard threats, assesses the potential consequences, and initiates response efforts by alerting appropriate stakeholders, providing continuous incident analysis, and providing stakeholders consistent updates. The operations manager for State Radio would provide the capability to standardize training and information sharing across dispatcher shifts while also significantly reduce overtime and time away from the dispatch center for shift supervisors.

### Operating Expenses

The operating expense line supports the basic operating costs of NDDDES. In the executive recommendation, this budget line totals \$7,815,567. This is a combination of a base budget of \$6,502,334 a reallocation of base operating dollars to the salary line to help fund equity adjustments made during the current biennium, and three additional agency requests including increased information technology costs, operating costs for the Watch Center, and funding for the state match on the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act.

The ND Department of Emergency Services is requesting an increase in the ongoing base budget for increased information technology (IT) costs associated with the IT unification. While the Department of Emergency Services did receive \$18,122 for 2023-25 NDIT rate increases, this amount is insufficient for projected Public Safety Maintenance and Operations (M&O) costs. Projected Public Safety M&O costs for the next biennium will increase from \$564,000 to \$720,000. This is a net increase of \$156,000. In the 2021-2023 biennium this cost covered 3 FTEs supporting the agency while the 2023-2025 biennium is projected at 2.5 FTEs. The result is a 17% reduction in FTEs serving the agency and a 28% cost increase. The cost per FTE of support increased from \$188,000 last biennium to \$288,000, or 53%.

The Dept of Emergency Services receives a large majority of its funding from federal sources such as grants, which limits the ability to absorb the increased costs. The State Radio Division does have the ability to recoup some of this cost in the future through rate adjustments to participating counties, state agencies, and federal agencies; however, these adjustments are made based on historical costs and not projected costs. This results in NDDDES paying the increase upfront.

Along with the six FTEs requested for the Watch Center, \$264,600 of general funds are necessary for the 24/7/365 operation. The operating dollars would be utilized for items such as

open-source threat alerting software and licensing, training costs, increased NDIS fees, memberships and dues, office equipment, and miscellaneous supplies. The Watch Center would provide significant capabilities such as faster, more consistent whole of government emergency response, and real or near real-time emergency information via a public and non-public safety dashboard. One of many scenarios where the Watch Center would prove invaluable is related to school safety. Currently, because the state's Fusion Center is not operational 24/7, the Federal Bureau of Investigation will not notify the state if an online threat to a school is reported. They will notify the local jurisdiction who may or may not have someone available to answer the call or capable of investigating and taking action on the warning. The Watch Center will become the 24/7 backstop to ensure that someone at the local level is warned and prepared for any threats.

Currently, after traditional business hours and on the weekends, the Department of Emergency Services uses 15 staff from various sections within the agency as duty officers. These duty officers are not monitoring for events, but rather react to notifications via phone overnight as well as email prior to going to bed. This costs the state additional money in overtime and requires NDES staff to spend time learning and maintaining proficiency in a task that may not be related to their primary role. It is estimated that each of the 15 staff members are spending 20% of their time training to be or acting as a duty officer, resulting in the equivalent of three FTEs being pulled from their primary roles. This results in less time to do their primary jobs, higher overtime costs, increased employee burnout, increased risk of missing significant events, delayed emergency response, and less consistency across duty officers. Similarly, other agencies are also employing on call staff after hours that could be routed through the Watch Center and vetted prior to contacting each agency and/or mobilizing resources.

Another key benefit of the Watch Center is the ability to consolidate public safety data from all stakeholders into one location. A strategic approach to public safety data will allow for NDES to leverage current technologies in the development of a digital common operating picture. Further, it lays the groundwork for the future use of artificial intelligence and machine learning to predict and model disasters and their consequences. The longer we wait, the further behind we will be.

The current and future citizens of North Dakota will be served by the Watch Center by creating a true 24/7 capability that continuously scans for threats, rapidly alerts stakeholders, and quickly initiates and coordinates the appropriate response. Earlier warning and faster response times in the long run will result in less citizen injuries or deaths as well as less damage to private and public property. Citizens will also benefit through long term reduced costs of disaster response and recovery.

The STORM Act is new legislation being brought forward through HB 1070. HB 1070 establishes and allows for the administration of a hazard mitigation revolving loan fund. Communities will use the loan funding to carry out new projects to mitigate against any potential future event deemed as catastrophic. The STORM Act requires the state to provide a 10% match that must be deposited into an interest-bearing account before the federal emergency management agency (FEMA) will provide their 90% cost share each time funding is requested. The state's 10% contribution will always be based on the value of projects submitted by interested applicants each calendar year. In the executive recommendation is \$1,000,000 of one-time funding from the Disaster Relief Fund for the required 10% state match. A \$9,000,000 federal match to the state's \$1,000,000 cost share would result in a future cost savings of

\$65,400 based on a PEW research study's finding of \$6.54 saved for every \$1 spent on mitigation activities in North Dakota. That is a tremendous value for any investment.

### Capital Assets

Our NDDDES total capital asset line is \$960,000 in the executive recommendation. Of which \$660,000 is funded with federal funds intended for the purchase of disaster response equipment if federal funding becomes available, while the remaining \$300,000 is one-time general fund dollars for the replacement of the current 9-1-1 dispatcher consoles.

The consoles/desks in dispatch currently serve many functions to help keep the dispatcher comfortable and relaxed during a 12-hour shift. They also provide many key and critical components such as the ability to raise/lower monitors, have two shelves for monitors that swivel and pivot to accommodate many/multiple monitors, custom pathways for IT cabling and storage of all machines needed per console, plus storage space for dispatch for manuals, supplies, etc.

The current consoles have been in use for over 15+ years now. With the expansion into the new State Radio facility several years ago, costs were cut by finding similar consoles from other dispatch centers that were at that time replacing theirs with newer equipment. The ten positions in dispatch now have failing motors, heaters, fans, lights and doors. The consoles are no longer supported by the vendor, and we have bought the last of the replacements parts we can find to ensure another year or two of operation of those desks.

### Grants

The Grants line has a base budget appropriation of \$14,550,000, with an increase of \$13,240,000 in the executive recommendation. The increase accounts for a new State and Local Cybersecurity Grant program and increased annual and supplemental allocations in existing grant awards

### Disaster Costs

The 2009 Legislature created this budget line due to the extent of the damages and significant funding requirements associated with the 2009 flood. Since then we have expended most of our disaster funds through this budget line. For the 2023-25 biennium, we estimate approximately \$74,000,000 in disaster spending authority. This is an increase in federal authority from the base budget, and is based on projected authority required for the 2023-25 biennium. Biennial projections are based on the projected state share of Public Assistance and Hazard Mitigation payments to local subrecipients, increased Public Assistance payments to locals, and increases to federal awards through the Building Resilient Infrastructure and Communities grants. The timing of these expenditures is highly dependent upon completion of on-going repair projects as well as mitigation projects.

The funding for this line is primarily federal funding of \$68,000,000, however, it also includes an estimated \$6,000,000 from the State Disaster Relief fund, and \$25,000 in general funds for operational costs related to disaster support. The current unobligated balance of the State Disaster Relief fund is in excess of \$21,000,000. This includes our remaining obligated balance of \$1,500,000 from five presidential disasters along with pre-disaster and flood mitigation grants for 2016-21

As stated above, our current obligation from the State Disaster Relief fund is \$1,500,000 and our budget request is for \$6,000,000 in the 2023-25 biennium. If project completion is delayed, the timing of our expenditures may also be delayed and require additional authority for the 2023-25 biennium.

### Radio Communications

We are not requesting any new funds in the Radio Communications line, however we are requesting carry-over funds for one of our current projects as described in Sections 5 of the executive recommendation. We are requesting the unspent funds for the computer-aided dispatch equipment (CAD). The CAD system went live in the fall of 2022, however we are requesting any remaining funds to be carried over for unforeseen circumstances with final project payouts.

Executive Recommendation Sections 5 - 15 and SB 1016 Sections 3, 4, and 16 - 21.

### Carry-Over Clauses

**SECTION 5. EXEMPTION.** Any amounts carried over from the strategic investment and improvements fund pursuant to section 12 of chapter 16 of the 2021 Session Laws which are unexpended as of June 30, 2023, are not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for computer-aided dispatch equipment during the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 6. EXEMPTION.** The amount appropriated in the tuition, recruiting, and retention line item in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws is not subject to section 54-44.1-11, and any unexpended funds from this appropriation may be used to provide tuition assistance, recruiting and retention incentives to eligible current and former members of the North Dakota national guard during the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 7. EXEMPTION.** The amount of \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the automation system project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. EXEMPTION.** The amount of \$15,500,000 of federal funds appropriated for the construction of the Dickinson Readiness Center in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the Dickinson Readiness Center project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 9. EXEMPTION.** The amount of \$6,000,000 of federal funds appropriated for the line of communication bridge training site in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the line of communication bridge project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 10. EXEMPTION.** Any amounts carried over from the National Guard training area and facility development trust fund and the strategic investment and improvements fund

pursuant to section 3 and section 14 of chapter 16 of the 2021 Session Laws for the Camp Grafton expansion is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used to continue forward with expansion of Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 11. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 12. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 13. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to emergency commission approval of request #2047 on September 10, 2021 is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 14. EXEMPTION.** Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 24 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of replacing the state active-duty software and maintenance during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 15. EXEMPTION.** Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 31 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of enhancing housing at Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

#### Standard Clauses

**SECTION 3. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.** In addition to the amount appropriated to the adjutant general in the veterans' cemetery line item in subdivision 1 of section 1 of this Act, there is appropriated any additional funds which are received and deposited in the veterans' cemetery maintenance fund pursuant to sections 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 4. MAINTENANCE AND REPAIRS - TRANSFERS.** The adjutant general may transfer to the operating expenses and capital assets line items contained in section 1 of this Act up to the sum of \$500,000 from the various other line items contained in section 1 of this Act, as determined necessary by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2023 and ending June 30, 2025. Any amounts transferred pursuant to this section must be reported to the director of the office of management and budget.

## Legislative Intent

**SECTION 18. CAMP GRAFTON EXPANSION - LEGISLATIVE INTENT.** It is the intent of the sixty-eighth legislative assembly that:

1. The adjutant general contract for the purchase or long-term lease of land for the camp Grafton expansion, including the purchase of no more than one thousand six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in total.
2. The adjutant general not use eminent domain for the expansion of camp Grafton.

## Others

**SECTION 16. TRANSFER – LEGACY EARNINGS FUND – ONE-TIME FUNDING.** The office of management and budget shall transfer \$29,000,000 from the legacy earnings fund to the North Dakota adjutant general, of which, \$20,000,000 is for the construction of a military museum and \$9,000,000 for the construction of a training facility at Camp Grafton, for the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 17. TRANSFER – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE-TIME FUNDING.** The office of management and budget shall transfer \$16,000,000 from the strategic investment and improvements fund to the North Dakota adjutant general, of which, \$6,000,000 is to go towards the construction of billets at Camp Grafton and \$10,000,000 for the completion of the Dickinson readiness center, for the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 19. NORTH DAKOTA MILITARY MUSEUM.** The adjutant general may accept funds, including private and federal, to match state funds for the construction of a North Dakota military museum during the period beginning with the effective date of this Act, and ending June 30, 2027. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum. The funding provided in this section is considered a one-time funding item.

**SECTION 20. APPROPRIATION – TRANSFER – VETERANS’ CEMETERY TRUST FUND – ONE-TIME FUNDING.** There is appropriated moneys in the general fund in the state treasury, the unexpended funds of \$26,656 available for the payment of adjusted compensation to veterans that was required to be transferred to the veterans’ cemetery trust fund during the biennium 2019-2021 pursuant to section 12 of chapter 41 of the 2019 Session Laws.

## Emergency Clauses

**SECTION 21. EMERGENCY.** Section 6 and 19 of this Act is declared to be an emergency measure.

## **Conclusion**

Mr. Chairman that completes our testimony. I would like to leave you with these final thoughts. This is a pivotal time for the Office of The Adjutant General as we modernize facilities and incentives to meet the demands of a continuously changing strategic and competitive environment. Our investment in readiness, increased capacity, and future capabilities must keep pace if we are to remain always ready and always there to perform our state and federal



missions. Readiness remains my number one priority. The 2023-25 biennial request for appropriations addresses my most urgent readiness requirements.

I ask for your favorable support of the executive recommendation and am pleased to stand for any questions you may have. Thank you.

**TESTIMONY OF  
KIRSTEN BAESLER  
SUPERINTENDENT OF PUBLIC INSTRUCTION  
NORTH DAKOTA DEPARTMENT OF PUBLIC INSTRUCTION  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
SENATE APPROPRIATIONS COMMITTEE  
JANUARY 27, 2023  
IN SUPPORT OF SENATE BILL 2016**

Chairman Sorvaag, members of the Senate Appropriations Education and Environment Committee Division, my name is Kirsten Baesler and I'm the Superintendent at the North Dakota Department of Public Instruction. I am here today to testify in support of the Watch Center concept in Senate Bill 2016 because I believe we are operating on borrowed time. The threat of a mass school shooting and the potential cost in lives is too great to ignore, and we must take as many precautions as we can to avoid the worst tragedy many of us can imagine. A 24/7/365 watch center, while not a panacea, would greatly enhance school safety across the state.

It is a firmly held belief of the Department of Public Instruction that a 24/7 state watch center will benefit educational facilities across North Dakota in the numerous ways. First and foremost, without a 24/7 state operations center the FBI will not dual-notify when a threat to schools is discovered online by either the FBI or the social media companies themselves. Currently, they will notify the local law enforcement representative which may be sufficient in some locations in the state while allowing for too much risk in others. The watch center also provides after hours monitoring for existing tools that would otherwise send threat alerts to email inboxes that are unmonitored until the next work morning. That could prove disastrous as schools are already welcoming children into school before those emails get read. If this was the only problem the watch center solved, it would be enough for my recommendation. As one of the few states without a mass shooting, I truly believe that is just a matter of time before tragedy strikes here. If you are not moved by the potential savings of lives, consider the recent class action lawsuits against schools and others after mass shootings. In Uvalde alone, the class action lawsuit against the city, school district, law enforcement agencies and individual officers is \$27 billion. The cost of inaction is too high.

Going beyond the reasons listed above, there are other ways a watch center can help to keep our schools safe. When incidents occur near schools but do not directly impact them, there is often no notification to school officials of a nearby threat. Such situations could be a hazardous materials incident or protests, for example. With proper warning, schools can take actions sooner and/or seek advice from state leadership on best practices. An additional way that the watch center can assist states is by coordinating the information sharing when hoax threats occur. There have been numerous fake bomb and active shooter threats called in around the country and in North Dakota. When received without context a school may be more likely to take measures that are incommensurate with the actual threat. The NDSLIC and watch center would fill that vacuum 24/7, including putting out information overnight when threats start rather than beginning the next day during "business hours." Finally, an underrated benefit of the watch center and the technologies it would leverage is the ability to identify and notify of vulnerabilities to school networks or infrastructure. A recent example included the identification of vulnerable HVAC systems at a school that the watch center was able to alert the school to.

Although not specific to schools, there is additional value to having a centralized coordination point for rapid response synchronization and pre-staging in the event of a major incident. Most of the schools in the state are not located in jurisdictions with adequate emergency medical services, hospital rooms, search and rescue, or first responders in general to handle a major incident at a school in session. An active watch center will ensure that no time is wasted in organizing state resources, mutual aid, and public information assistance. The watch center can also help to provide the necessary information to make informed decisions about school closures or delayed openings after storms. I also believe there is opportunity to provide a statewide suspicious activity reporting platform that has long eluded our most rural areas due to the lack of consistent 24/7 monitoring capability.

In conclusion, I strongly recommend the establishment of a 24/7 state emergency watch center. This center would provide a vital service to educational facilities, ensuring the safety and well-being of all students, staff, and faculty in times of crisis. The center would provide immediate access to emergency assistance, better coordinate response efforts with local authorities, and organize support for disaster recovery. By investing in a 24/7 state emergency watch center, we can ensure that our educational facilities are more prepared to both prevent and respond to emergencies, better protecting the lives and well-being of all individuals in schools across North Dakota. I thank you for your support and the opportunity to testify before the committee today. I am happy to answer any questions you may have at this time.

**TESTIMONY OF  
TOM CLAEYS  
STATE FORESTER  
NORTH DAKOTA FOREST SERVICE  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
SENATE APPROPRIATIONS COMMITTEE  
JANUARY 27, 2023  
IN SUPPORT OF SENATE BILL 2016**

Chairman Sorvaag and members of the Senate Appropriations Education and Environment Committee Division, my name is Tom Claeys and I am the State Forester with the North Dakota Forest Service. Today I am pleased to provide testimony in support of the 24/7 state watch center concept which is part of the Adjutant Generals request in Senate Bill 2016. A 24/7 center that modernizes our approach to information sharing and wildfire coordination will benefit countless citizens across the state.

The North Dakota Forest Service stands to benefit from a 24/7 state emergency watch center for in two ways. First, the proposed watch center will improve situational awareness and wildfire data in the state by centralizing all-hazards intelligence and wildland fire data into one location. This centralization will increase the data points that can be analyzed and included throughout the wildland fire season, which will lead to better decision making and resource allocation. This is becoming even more important as wildland fire-fighters become more difficult to hire in this competitive job market. We must use the resources we have wisely. The improved technology will also proactively monitor weather conditions, soil moistures, computer automated dispatch (CAD) data, Red Flag warnings and burn restrictions in local political subdivisions. An emerging capability that could be implemented with a resource dedicated to monitoring is the automated use of satellites to identify remote fires even before a human can find them. These technologies all exist today, but as a state we are not taking a whole of government approach to information sharing and analysis.

The second benefit of the watch center is improved coordination of resources at the local and state level. We need to look no further than the historic Medora (744 Fire) fire in 2021 to find an example of a large state response to a wildfire. While the Medora fire response was a success, there was still room for improvement. For example, the use of Unmanned Aerial Systems (UAS) for situational awareness can be a force multiplier, but it must be coordinated with the local incident commander to ensure it doesn't impact operations. Similarly, the use of National Guard helicopters was essential to the success, but would have benefitted with improved coordination. In the next big incident, the use of a military UAS could provide the needed imagery to turn the tide in the fire fight, but we need someone to coordinate the sharing of video feeds to and from the scene. These are all opportunities we have in front of us.

Mr. Chairman, this concludes my testimony. The North Dakota Forest Service is a strong advocate of establishing a 24/7 watch center to centralize public safety information and to be at the ready to proactively coordinate state responses to fires. It would enhance our ability to get the right information to the right people at the right time, and in turn ensure the appropriate response occurs in time to maximize resources while minimizing costs. It will increase the safety of our citizens and their property and reduce costs in the long run. Thank you for the opportunity to provide support for Senate Bill 2016.



Karolin Jappe  
Emergency Manager

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701.444.7483 | [www.facebook.com/McKenzieCountyDES](http://www.facebook.com/McKenzieCountyDES)

**TESTIMONY OF  
KAROLIN JAPPE  
EMERGENCY MANAGER  
MCKENZIE COUNTY  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
SENATE APPROPRIATIONS COMMITTEE  
JANUARY 27, 2023  
IN SUPPORT OF SENATE BILL 2016**

Chairman Sorvaag, members of the Senate Appropriations Education and Environment Committee Division, my name is Karolin Jappe and I am the emergency manager for McKenzie County, North Dakota. I am here today to testify in support of the Watch Center concept in Senate Bill 2016, a much-needed capability to ensure more thorough situational awareness and rapid emergency response for incidents impacting my county and all counties across North Dakota.

The proposed 24/7 state watch center would be highly beneficial to all emergency managers working at both the city and county levels. As proposed, the watch center will be able to gather and disseminate information about any emergency event, helping emergency managers better understand the size and scale of the situation and make more informed decisions. By serving as a central point of contact with 24/7 operability, the watch center will help streamline emergency response efforts and reduce the overall time it takes to respond to an emergency event. As we all know, time saved in an emergency often equates to saved lives, saved response costs, and saved recovery costs. The watch center will also better facilitate communication between different state agencies, helping to ensure that information shared from the local level is then circulated efficiently between all necessary state agency stakeholders.

A second, but equally important capability that the watch center will provide is the implementation of state-of-the-art technology. These technologies will be capable of leveraging the myriad of sensor data throughout the state, historical information, and 24/7 assessment and analysis to provide real or near real-time information. In addition, the implementation of a new public safety dashboard and tools for more easily communicating into and out of the field would be invaluable. These tools will help local leadership to provide better information to their citizens before, during and after a disaster which will result in a safer population and reduced local cost shares.

Conclusively, as a local emergency manager, I strongly believe that the creation of a 24/7 state level emergency watch center would greatly bolster our city and county emergency management efforts. With the improved communication, increased situational awareness, and increased efficiency that a watch center would provide, we would be better equipped to handle emergency events and keep our communities safe. I thank you for your support and the opportunity to testify before the committee today. I am happy to answer any questions you may have at this time.



Health &amp; Human Services

**SB 2016**  
**Senate Appropriations Education  
and Environment Committee**  
**01/27/2023 8:30 am**

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Good morning, Chairman Sorvaag and members of the Senate Appropriations Education and Environment Committee. I am Dirk Wilke, Executive Director of the Public Health Division at the North Dakota Department of Health and Human Services (Department). I am providing this testimony on behalf of the Department to support the implementation of a staffed, 24/7 emergency assessment and monitoring capability within the North Dakota Department of Emergency Services (DES).

Public health and medical services are important components of most large-scale emergency responses. Our efforts are improved by having a solid understanding of the emergency and responding quickly. Implementation of 24/7 monitoring and assessment capability within DES would create a central point of contact where information from multiple sources is gathered, analyzed and leveraged for a coordinated response. Currently, this 24/7 hub does not exist. Incoming information sources could include road, energy, weather, law enforcement, fire, public health, medical facility, and other conditions. By having this capability 24/7, state and local response agencies could have improved outcomes including having a better understanding of the emergencies they are facing and shorter response times.

Thank you for the opportunity to provide this information.

January 27, 2023

To: N.D. Senate Appropriations Education and Environment Committee  
 From: Josh Kramer, executive vice president and general manager, NDAREC  
 RE: **Support of Senate Bill 2016**

Chairman Sorvaag, members of the Senate Appropriations Education and Environment Committee Division, my name is Josh Kramer, and I'm the executive vice president and general manager of the North Dakota Association of Rural Electric Cooperatives (NDAREC). We represent sixteen electric distribution cooperatives and five generation and transmission cooperatives that generate, transmit and distribute electricity and maintain more than 64,000 miles of powerlines across the state of North Dakota.

North Dakota's electric cooperatives support the establishment of a 24-hour Watch Center, proposed in Senate Bill 2016. As electric cooperatives we are committed to providing affordable, safe and reliable electricity to those we serve. Electric cooperatives continuously work to harden their systems by upgrading electrical infrastructure and deploying tools and technology that help minimize the potential of outages. However, even the sturdiest infrastructure cannot always withstand Mother Nature's wrath nor can a utility prevent all cyber and physical attacks on our nation's electrical infrastructure nationwide. It is time to be even more proactive and improve information sharing and response coordination capability that operates around the clock, as is proposed in this bill.

Electric cooperatives across North Dakota will benefit from a 24/7 state emergency watch center in a variety of ways. First, the proposed watch center will be able to monitor both the surface web and the dark web for cyber and physical threats to key infrastructure, which enables the electric grid to operate with minimal interruption. Further, we will continue to maintain a mutually beneficial relationship with the North Dakota Department of Emergency Services (NDDDES). We are in frequent communication and coordination prior to, during and after severe weather events impact on our member's electrical systems. This relationship is essential for public safety and prompt power restoration in impacted service areas. NDAREC benefits by having a single point of coordination for

requesting state resources, when necessary, and by having a centralized information point for sharing key outage and restoration information. The state benefits by having a centralized contact for technical electric grid information, restoration projections and forecasting of likely impacts to electric service across the state.

To further bolster our collaboration, NDAREC is investing in technology to create a real-time statewide outage map and is willing to provide the information directly to NDDDES. While this collaboration and information sharing will be greatly beneficial, it will be more impactful if the central point of coordination is proactively monitoring and coordinating actions, as is proposed in the concept of a Watch Center.

Threats against our grid, whether man-made or natural, are continuous and do not stop at 5 p.m. Electric cooperatives, other utilities, and state and local governments cooperate and depend on one another to maintain safety and serve our citizens. One example of this coordination is the North Dakota Department of Transportation (NDDOT) providing a snowplow to reach a downed line. This allowed the electric cooperative to safely secure an area and begin restoration. Another example is coordination with the North Dakota Highway Patrol (NDHP) to provide access to a closed road for the same reason. While this coordination takes place currently, it could be more efficiently accomplished with one identified coordination point ready at all times. Other incidents where a watch center would be mutually beneficial include wildfires or floods. Early warning would provide opportunities to mitigate damage to electrical infrastructure and improve coordination, which would result in quicker restoration.

Cooperatives across the state have varying abilities to proactively monitor for threats, whether they're online or from bad actors. A 24/7 capability that uses state-of-the-art technology to identify, assess and alert on threats would bolster grid security across the region.

In conclusion, North Dakota's electric cooperatives strongly endorse the establishment of a 24/7 state watch center. Such a center would greatly enhance our ability share information and respond quickly and effectively to power outages and other emergency situations relating to our power grid. This will not only help protect the safety and well-being of our members, but also help minimize the disruption and inconvenience caused by power outages. I thank you for your support and the opportunity to testify before the committee today. I am happy to answer any questions.



**Testimony**  
**SB 2016—Department of Water Resources**  
**Senate Appropriations Committee—Education and Environment Division**  
**Senator Sorvaag, Chairman**  
**January 27, 2023**

Chairman Sorvaag and members of the Senate Appropriations Education and Environment Committee Division, my name is John Paczkowski, and I am the State Engineer for the Department of Water Resources (DWR). I am here today to testify in support of SB 2016; specifically, the state watch center concept which is part of the Adjutant General's request. A 24/7 center that modernizes our approach to information sharing and flood coordination will benefit countless citizens across the state.

DWR stands to benefit from a 24/7 state emergency watch center in two ways.

1. It will allow us to more proactively coordinate state responses to flooding and other water-related scenarios by centralizing all hazard-related data into one location. As you may know, DWR has a growing number of real-time data acquisition sensors called PRESENS (Pushing REMote SENSors) located throughout the state that gather information such as precipitation, soil moisture, soil temperature, and water-level data. This watch center would incorporate that data into a robust common operating picture, allowing for more proactive approach to flood events.
2. Up-to-date situational awareness for flood events in the state makes both DWR and DES better responders, and the watch center facilitates that coordination. This past Spring, the Bourbanis Dam incident is an excellent example of our state's current response to a potential dam breach and flooding event. The Bourbanis Dam response was a success thanks to the utilization of a variety of resources such as National Guard helicopters, DWR's real-time PRESENS data sensors, and National Weather Service data to name a few. The watch center DES is proposing would provide an opportunity to coordinate efforts—such as those deployed last spring—more efficiently.

This concludes my testimony, and I'm happy to answer any questions you may have.



68<sup>th</sup> Legislative Assembly  
Written Testimony in Support of  
**Senate Bill No. 2016**  
Senate Appropriations Committee  
Education and Environment Division  
January 27, 2023

WRITTEN TESTIMONY OF

**Colonel Brandon Solberg, Superintendent**

Hello Chairman Sorvaag and members of the Senate Appropriations Education and Environment Division. My name is Brandon Solberg, and I serve as the superintendent of the North Dakota Highway Patrol. I am supportive of Senate Bill 2016 which includes funding for a watch center (or a joint operations center).

A 24-hour joint operations center would be a new concept for North Dakota so it's not easy to identify all the benefits that it would bring at this point, but it would certainly enhance real-time information sharing and emergency response coordination during public safety incidents.

The highway patrol has engaged with the North Dakota Department of Emergency Services (DES) to identify potential solutions to improve efficiency and better coordinate emergency and disaster response through a joint operations center, and these discussions are ongoing.

The highway patrol would benefit from a 24-hour joint operations center during events such as natural disasters and while issuing emergency public alerts such as Amber alerts related to a child abduction. An established joint operations center would ensure a properly trained individual is always ready and able to issue a public alert after it has been vetted and authorized by the highway patrol or bureau of criminal investigation.

The highway patrol is responsible for the security and protection of the governor, legislative members, and the North Dakota Supreme Court, and the joint operation center's continual monitoring of open-source data for potential threats would increase situational awareness and improve the sharing of essential intelligence.

The highway patrol provides statewide coverage and often assists local law enforcement agencies with calls for service. A joint operations center would help coordinate a multi-agency response to large-scale incidents. For example, a joint operations center could have assisted agencies like the highway patrol and department of transportation during last year's protest activity at the Pembina-Emerson border by providing real-time updates in coordination with Canadian authorities. Another example from last year would have been the coordination of emergency response activities during long duration winter storms.

In conclusion, the highway patrol supports the development of a state joint operations center with 24-hour capabilities. This type of operation would greatly enhance our ability to gather information, plan strategically, and respond quickly and effectively to emergencies that occur within the state. This concept would ultimately help the highway patrol meet its mission to keep North Dakota and its citizens safe and secure.

**TESTIMONY OF  
Greg Hoffman  
CHIEF INFORMATION OFFICER  
NORTH DAKOTA INFORMATION TECHNOLOGY DEPARTMENT  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
SENATE APPROPRIATIONS COMMITTEE  
JANUARY 27, 2023  
IN SUPPORT OF SENATE BILL 2016**

Chairman Sorvaag, members of the Senate Appropriations Education and Environment Committee Division, my name is Greg Hoffman and I am the Deputy Chief Information Officer (CIO) for the North Dakota Information Technology Department (NDIT). I am here today to testify in support of the Watch Center concept in Senate Bill 2016.

As the Deputy Chief Information Officer for the state, I am here to endorse the establishment of a 24/7 state watch center on the basis that the watch center establishes a new capability to improve intelligence-sharing, incident response, and proactive identification of threats to state and private sector networks, whether caused by adversaries or natural disasters. A watch center can also synchronize efforts when computer networks are used to create problems for non-STAGEnet lifeline services in our state. For example, many states have had to deal with Swatting. This is basically a fake 911 call used to disperse first responders and police to a location that they are not needed. The watch center can help with this and ensure resources are available where needed and not tied up on fake response calls.

NDIT has expertise in identifying and responding to cyber threats that affect those on StageNet, however many threats, both cyber and non-cyber can effect private sector organizations. The watch center can fill this gap by providing assistance during statewide emergencies and coordinating responses to large-scale events that impact public, private, and non-profit businesses. The watch center will act as the primary point of communication between NDIT and the North Dakota State & Local Intelligence Center (NDSLIC) to ensure a coordinated response.

A watch center will provide a central hub for identifying and coordinating responses to non-cyber incidents that may affect the state's network, such as power outages, floods, and physical attacks on network infrastructure.

This center will provide a proactive approach to gathering information about all potential threats, including cyber, that are occurring in private business and will facilitate a more coordinated response to any incidents that do occur. Furthermore, this center will serve as a hub for communication and coordination among state agencies, municipalities, and other partners. This will ensure that all parties are informed and working together to respond to large-scale incidents, which will further minimize the impact on victimized entities. It is crucial that we have a dedicated team in place to monitor for potential threats and organize an effective response quickly to incidents around the clock. watch center will ensure that we are able to gather and share information among stakeholders in real-time and act accordingly.

I want to be clear, that NDIT remains the lead agency in responding to threats against all of STAGEnet and continues to monitor and respond to thousands of attacks daily. Where NDIT is limited, is in that it is not staffed to proactively monitor for natural hazards or adversarial

physical threats. A coordinated effort between NDIT, the NDSLIC, and the watch center that maximizes the strength of each group while removing duplication of effort is essential.

We have also worked closely on statewide disaster recovery planning and participated in Operation Staple Puller. This coordination has been key to the successful planning and preparation for any type of statewide power outage that could impact both public and private operations.

In conclusion, as the state's IT agency, we strongly endorse the establishment of a 24/7 state watch center. The watch center will enable better preparedness and protection of state networks by identifying, assessing and notifying NDIT of threats to the infrastructure we rely on. It will also enhance communication and coordination among state agencies, municipalities, private sector infrastructure owners, and first responders in the event of a statewide cyber incident or disaster that impacts our network. Overall, the establishment of this center will greatly enhance the state's ability to protect and serve its citizens. I thank you for your support and the opportunity to testify before the committee today. I am happy to answer any questions you may have at this time.

**Attachment #1****OUTLINE FOR AGENCY BUDGET PRESENTATIONS TO THE  
APPROPRIATIONS COMMITTEE**

- 1. Cite the North Dakota Century Code chapter(s) associated with the agency and list its major statutory responsibilities.**
  - a) Title 37 – Military**

Major responsibilities include:

    1. Train and respond to domestic emergencies; natural and man-made disasters and emergencies.
    2. Train and respond to overseas combat and humanitarian missions
    3. Perform counterdrug operations with local law enforcement
  - b) NDCC 37-17.1-02 Purposes**

The purposes of this chapter are to:

    1. Reduce vulnerability of people and communities of this state to damage, injury, and loss of life and property resulting from natural or manmade disasters or emergencies, threats to homeland security, or hostile military or paramilitary action.
    2. Provide a setting conducive to the rapid and orderly start of restoration and rehabilitation of persons and property affected by disasters or emergencies.
    3. Clarify the roles of the governor, state agencies, and local governments in prevention of, in mitigation of, preparation for, response to, and recovery from disasters or emergencies.
    4. Authorize and provide for coordination of emergency management activities by agencies and officers of this state, and similar state-local, interstate, federal-state, and foreign activities in which the state and its political subdivisions may participate.
    5. Provide for a statewide emergency management system embodying all aspects of prevention, mitigation, preparedness, response, and recovery and incorporating the principles of the national incident management system and its incident command system, as well as other applicable federal mandates.
- 2. Explain the purpose of the agency's various divisions/programs – Attach organization chart.**
  - a) Reference written testimony pages 1 – 2.**
  - b) Organization Chart – provided in slides on January 9<sup>th</sup>, 2022**
- 3. Report any financial audit findings included in the most recent audit of your department or institution and action taken to address each finding.**
  - a) There were no audit findings identified in the most recent audit (Agency Audit for the two-year period ending June 30, 2020).**
- 4. Discuss current biennium accomplishments and challenges and next biennium goals and plans.**
  - a) Reference written testimony.**
- 5. Compare the agency's request/recommendation totals, including full-time equivalent (FTE) positions, for the next biennium compared to the current biennium.**
  - a) Reference written testimony pages 4 – 13.**
  - b) FTEs – reference Attachment #3 for comparison of FTE requests in the agency budget as compared to the executive recommendation.**
- 6. Explain the funding included in each program/line item either in total or by division depending on the size of the agency:**
  - a) Amounts included in the base budget and their purpose and use; and Reference written testimony.**

**b) Amounts included in the request/recommendation and justification for the change from the base budget.**

**Discuss changes relating to:**

- 1) **Salaries & Wages;** Reference written testimony pages 4 & 10.
- 2) **Operating expenses;** Reference written testimony pages 4 - 5 & 10 - 12.
- 3) **Capital assets;** Reference written testimony pages 5 & 12.
- 4) **Grants;** Reference written testimony pages 6 and 12.
- 5) **Any special line items;** Reference written testimony pages 6 – 10, 12 - 13.
- 6) **Estimated income – Special funds;** Reference written testimony.
- 7) **Estimated income – Federal funds;** Reference written testimony.
- 8) **General fund; and** Reference written testimony.
- 9) **FTE – 12 additional FTE requests**
  1. (3) Dickinson Readiness Center
  2. (1) Air National Guard Security Forces
  3. (1) Camp Grafton Fitness Facility
  4. (6) Watch Center
  5. (1) Training & Operations Manager

**7. Discuss the purpose and use of any one-time funding items for the current biennium.**

- a) Reference written testimony pages 3 – 4 and slides 3 - 4.

**8. Identify and justify the need for any one-time funding being requested/recommended.**

- a) Reference written testimony pages 4 – 13 and slides 5 - 33.

**9. Discuss agency collections that are deposited in the general fund or a special fund, and any anticipated changes from 2021 legislative session estimates during the 2021-23 biennium and estimated changes for the 2023-25 biennium.**

- a) Agency collections stayed relatively the same for the 2023-25 biennium in comparison with the 2021-23 biennium with the exception of the Radio Communications Fund. The radio fees will increase effective July 1, 2023 following NDCC 37-17.3-09 mandates. The increased fees will result in an increase in special fund revenues.

**10. Discuss the need for any other sections that are included or are requested/recommended to be included in the agency appropriation bill.**

- a) Reference written testimony pages 13 – 15 and slides 34 - 39.
- b) Sections 3 – 21 of the Executive Recommendation

**11. Discuss any other bills being considered by the Legislative Assembly and their potential budgetary impact on the agency.**

- a) HB 1069 – This bill consolidates existing sections within chapter 37 pertaining to servicemembers' pay and benefits, along with a few additions. This bill allows for each officer and enlisted member of the national guard to receive pay at the highest rate provided. This would pay all members at the maximum pay for their rank, eliminating time in service calculations. This bill allows for equivalent incentive pay that an officer or enlisted member of the same rank would be eligible to receive if performing duties in a federal status, and it also allows for commissioned officers and enlisted members to receive pay for a necessary rest and recovery day while on state active duty. The estimated fiscal impact of this bill is projected at \$79,105, however when State Active Duty missions occur, the costs are either billed to

FEMA for a 75% reimbursement, or 100% of the costs would be billed to the local county/city whom requested the assistance. This bill has passed through the House and referred to the Senate.

- b) HB 1070 – Establishment of a hazard mitigation revolving loan fund. Communities will use the loan funding to carry out new projects to mitigate against any potential future event deemed as catastrophic. The fund would be administered by the department of emergency services in accordance with the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act. The STORM Act requires the state to provide a 10% match that must be deposited into an interest-bearing account before the federal emergency management agency (FEMA) will provide their 90% cost share each time funding is requested. The state's 10% contribution will always be based on the value of projects submitted by interested applicants each calendar year so the amount will fluctuate. The executive budget includes \$1,000,000 in the Operating budget line of one-time appropriation from the Disaster Relief Fund for the required 10% state match. This bill has been referred to House Appropriations.
- c) HB 1071 – The addition of paragraph 7 within Section 1 of HB 1071 would allow counties unable to hire a local county emergency manager the ability to work with the agency to provide those services through the department's regional management program. The cost to the locals is not to exceed fifty percent of the regional coordinator's salary and benefits. There will be no additional expenditures to the state, and for the locals the program is optional. This bill has passed through the House and referred to the Senate.
- d) SB 2094 – This bill is related to the expansion of the national guard tuition grants to include out-of-state postsecondary education institutions. This program is supported with 100% general funds and the expenditures are projected to be \$3,306,000 for a full biennium. Projected carryover authority of \$1,700,000 has been requested in Section 6 of the executive budget, therefore for the 2023-25 biennium additional funds of \$1,606,000 would be necessary. This bill has been referred to Senate Appropriations.
- e) SB 2095 – Amendment to Section 37-07.3-03 of the NDCC to extend the use of the fund to June 30, 2029. This bill does not have a direct budgetary impact, however we have requested carryover authority in the executive recommendation. This bill has passed through the Senate and referred to the House.
- f) SB 2117 – Repeals NDCC 37-17.3-11 which exempts the statewide seamless base map record from section 44-04-18 and authorizes the State Radio Division director at the NDDDES to charge a fee for the record. The base map is no longer created by NDDDES and the fee was not charged in previous biennium. There is no fiscal impact. This bill has passed through the Senate and referred to the House.
- g) SB 2183 – A bill to provide an appropriation to the adjutant general for emergency snow removal grants. During the State of the State address, the Governor discussed a potential bill sponsored by Senator Wanzek and Representative Brandenburg which would appropriate \$20 million to state, local and tribal governments for excessive snow removal costs. NDDDES would administer the grant program through existing grant management team members.
- h) SB 2234 – A bill to provide an appropriation to the adjutant general for architecture and engineering costs for a new national guard training center in Williston.
- i) SB 2307 – A bill to provide an appropriation to the adjutant general, and to provide a bond issue limit for agency construction projects.

**12. Provide a one-page itemized listing of the changes your agency is requesting the committee to make to the executive recommendation.**

- a) Reference Attachment #2 and slide 40.

**13. Provide a comparison of your agency's major requests to those recommended in the executive budget.**

- a) Reference Attachment #3

- 14. Identify the purpose and amount of federal state fiscal recovery funding appropriated to your agency during the November 2021 special legislative session, the amount of funds spent to date, the timeline for obligating and spending the remaining funds, and any amounts that will not be obligated by December 2024.**
- a) The agency received \$2,000,000 of ARPA funding to supplement federal funds for the purpose of enhancing housing at Camp Grafton, and \$450,000 for the purpose of replacing the state active duty software and on-going maintenance costs.
  - b) The amount of funds spent through December 2022 are as follows:
    - 1) Camp Grafton Housing - \$962,053.85
    - 2) State Active Duty Software - \$187,051.45
  - c) The timeline for spending the remaining funds is dependent on the project. The funds received for the Camp Grafton housing project are projected to be spent in the 2021-23 biennium, however carryover authority was requested in Section 15 of the executive budget due to the nature of the construction project and if supplies/materials are delayed. The State Active Duty software project has been completed, however the funding received was also to cover software maintenance through December 2026 so carryover authority was requested in Section 14 of the executive recommendation.
  - d) All funds will be obligated by December 2024.
- 15. Identify the amount of federal funding available to your agency for the 2023-25 biennium, the purpose of the funding, federal deadlines for spending the funds, and your agency's plan for spending the funds.**
- a) \$300,449,223 – The amount of federal funding available to our agency for the 2023-25 biennium.
  - b) The federal funds are used to support the Air and Army Guard facilities, missions and employees; dispersed to counties, cities, tribal governments, emergency management entities, and first responder organizations; support disaster recovery efforts resulting from presidentially declared disasters; improve state, county, and tribal mitigation and preparedness planning, law enforcement planning, intelligence analysis activities, interoperable communications and support regional response capabilities.
  - c) For the Army and Air Guard federal funds, the majority must be disbursed within four years post appropriation's fiscal year. The only exception is Military Construction where the funding must be obligated within four years post appropriation's fiscal year and disbursed within ten years post appropriation's fiscal year. For the federal awards that fall under the Department of Emergency Services, the various awards have expiration dates ranging from April 2023 through September 2028. There are just under 40 different federal awards, and depending on the award the deadlines vary.
  - d) The plan for spending the funds is that described in b) above.
- 16. Provide additional information as necessary.**



**Attachment #2****12. Provide a one-page itemized listing of the changes your agency is requesting the committee to make to the executive recommendation.****Cybersecurity Grant – Local 10% Match**

- \$628,000 General Funds with Emergency Clause
- Increase to Grants budget line under the Department of Emergency Services
- Reference slide 10

**Disaster Costs – Additional Funding**

- \$142,652,500 Total Funds
  - \$136,947,500 Federal Funds
  - \$5,705,000 Special Funds (DRF)
- Increase to the Disaster Costs budget line under the Department of Emergency Services
- Reference slide 11

**(1) FTE – Air National Guard**

- \$142,638 Federal Funds
- Increase to the Air Guard Contracts budget line under the National Guard
- Reference slide 28

**Camp Grafton Lodging - \$5,300,000**

- Reduce SIF funds by \$700,000
- Decrease to Capital Assets budget line under the National Guard
- Reference slide 18

**Dickinson Readiness Center - \$8,600,000**

- Reduce SIF funds by \$1,400,000
- Decrease to Capital Assets budget line under the National Guard
- Reference slide 21

**ND1000 Program**

- \$320,000 General Funds
- Increase to the Tuition, Recruiting, and Retention budget line under the National Guard
- Reference slide 22

**Office of the Adjutant General  
Decision Package Comparison from Agency Budget to Executive Recommendation  
2023-2025 Biennium**

**Attachment #3**

Decision Packages	Agency Budget				Executive Recommendation				Difference			
	FTE	General Fund	Other Funds	Total	FTE	General Fund	Other Funds	Total	FTE	General Fund	Other Funds	Total
<b>National Guard Division</b>												
Dickinson Readiness Center	3				3				0			
Operating Costs/Start Up Equipment		\$ 789,674	\$ 476,674	\$ 1,266,348		\$ 789,674	\$ 476,674	\$ 1,266,348		\$ -	\$ -	\$ -
Additional Funding for Base Construction		-	-	-		-	10,000,000	10,000,000		-	10,000,000	10,000,000
		789,674	476,674	1,266,348		789,674	10,476,674	11,266,348		-	10,000,000	10,000,000
Williston Armory		26,000,000	-	26,000,000		-	-	-		(26,000,000)	-	(26,000,000)
State Active Duty Training Funds		40,000	-	40,000		40,000	-	40,000		-	-	-
SIRN Radios		2,700,000	-	2,700,000		-	2,700,000	2,700,000		(2,700,000)	2,700,000	-
ANG Security Forces FTE	1	-	142,638	142,638	0	-	-	-	-1	-	(142,638)	(142,638)
Camp Grafton Fitness Facility	1	9,006,032	6,032	9,012,064	1	6,032	9,006,032	9,012,064	0	(9,000,000)	9,000,000	-
City Owned Armory Rent Increase		374,776	-	374,776		374,776	-	374,776		-	-	-
Maintenance & Repair		1,500,000	-	1,500,000		1,500,000	-	1,500,000		-	-	-
Camp Grafton Lodging		6,000,000	-	6,000,000		-	6,000,000	6,000,000		(6,000,000)	6,000,000	-
Military Museum		20,000,000	-	20,000,000		-	20,000,000	20,000,000		(20,000,000)	20,000,000	-
Civil Air Patrol - Hangar Purchase		60,000	-	60,000		60,000	-	60,000		-	-	-
Civil Air Patrol Operating Cost Increase - 3%		4,915	-	4,915		4,915	-	4,915		-	-	-
Retirement Payouts		90,000	150,000	240,000		90,000	150,000	240,000		-	-	-
<b>National Guard Subtotal</b>	<b>5</b>	<b>66,565,397</b>	<b>775,344</b>	<b>67,340,741</b>	<b>4</b>	<b>2,865,397</b>	<b>48,332,706</b>	<b>51,198,103</b>	<b>-1</b>	<b>(63,700,000)</b>	<b>47,557,362</b>	<b>(16,142,638)</b>
<b>Emergency Services Division</b>												
Watch Center	10				6				-4			
Salaries		2,052,512	-	2,052,512		1,233,992	-	1,233,992		(818,520)	-	(818,520)
Operating		264,600	-	264,600		234,600	-	234,600		(30,000)	-	(30,000)
		2,317,112	-	2,317,112		1,468,592	-	1,468,592		(848,520)	-	(848,520)
Federal Equipment		-	660,000	660,000		-	660,000	660,000		-	-	-
NDIT Unification		156,000	-	156,000		156,000	-	156,000		-	-	-
Federal/Disaster Grants Additional Authority		-	38,472,411	38,472,411		-	38,472,411	38,472,411		-	-	-
STORM Act		-	-	-		-	1,000,000	1,000,000		-	1,000,000	1,000,000
FTE Cost to Continue		168,286	(168,286)	-		168,286	(168,286)	-		-	-	-
Training & Operations Manager	1	153,274	102,182	255,456	1	153,274	102,182	255,456	0	-	-	-
Consoles		300,000	-	300,000		300,000	-	300,000		-	-	-
Retirement Payouts		10,000	25,000	35,000		10,000	25,000	35,000		-	-	-
<b>Emergency Services Subtotal</b>	<b>11</b>	<b>3,104,672</b>	<b>39,091,307</b>	<b>42,195,979</b>	<b>7</b>	<b>2,256,152</b>	<b>40,091,307</b>	<b>42,347,459</b>	<b>-4</b>	<b>(848,520)</b>	<b>1,000,000</b>	<b>151,480</b>
<b>Office of the Adjutant General Totals</b>	<b>16</b>	<b>\$ 69,670,069</b>	<b>\$ 39,866,651</b>	<b>\$ 109,536,720</b>	<b>11</b>	<b>\$ 5,121,549</b>	<b>\$ 88,424,013</b>	<b>\$ 93,545,562</b>	<b>-5</b>	<b>\$ (64,548,520)</b>	<b>\$ 48,557,362</b>	<b>\$ (15,991,158)</b>

\* The two items asterisked were requested by the agency after the agency budget was submitted. Both requests were included in the Executive Recommendation.

**TESTIMONY OF  
MAJOR GENERAL ALAN S. DOHRMANN  
THE ADJUTANT GENERAL  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
SENATE APPROPRIATIONS COMMITTEE  
JANUARY 26, 2023  
IN SUPPORT OF GOVERNOR'S EXECUTIVE RECOMMENDATION**

Chairman Sorvaag, members of the Senate Appropriations – Education and Environment Division, my name is Al Dohrmann, I'm the Adjutant General of the National Guard and the Director of Emergency Services for the state of North Dakota. I am here today to testify in support of the Governor's executive recommendation and address Senate Bill 2016.

The men and women of the North Dakota National Guard (NDNG), North Dakota Department of Emergency Services (NDDDES), and Civil Air Patrol (CAP) continue to demonstrate remarkable commitment, dedication, and selfless service as they stand prepared to protect the citizens of North Dakota when called on. The National Guard also stands ready to deploy as an operational force to protect the homeland, to fight and win America's wars.

Additionally, per the chairman's request from December 19, 2022, please find attached responses to our written testimony and presentation. I will be providing additional information on these topics throughout my testimony.

1. Direct responses to all of the information requested by the Chairman. **(Attachment #1)**
2. A one-page itemized listing of the changes our agency is requesting the committee to make to the executive recommendation. **(Attachment #2)**
3. Comparison of your agency's major requests to those recommended in the executive budget. **(Attachment #3)**

**Role of the National Guard and Emergency Services**

The world is currently in a state of sustained competition that has caused our nation to place a greater reliance on the National Guard and Emergency Services. Since 9/11 our National Guard has evolved from a strategic "cold war" reserve into an operational force expected to be more ready than ever before. It is our responsibility to be a force that is lethal, adaptive, and resilient. Defending our nation, fighting and winning America's wars are our primary mission, so we must be agile enough to rapidly pivot and provide critical resources in defense of the homeland and in support of our communities and state during times of crisis. The Department of Emergency Services must remain prepared and agile to address natural threats, as well as state and non-state actors. Our experiences over the past 15 years responding to floods, fires, droughts, civil unrest, and a pandemic highlight the need to build and sustain our readiness.

**State of the National Guard**

As an organization, we continually train to operate in the modern environment of continuous competition. "Always Ready, Always There" is the motto of the North Dakota National Guard. We have consistently lived up to our motto across the state or when mobilizing

Soldiers and Airmen around the globe, your National Guard has always been ready and will always be there. As the threats to the homeland and around the globe evolve, so too have the demands placed on us, we must modernize in order to be prepared to support our state and communities and to be more ready and lethal to engage our enemies abroad.

### **State of the Department of Emergency Services**

The North Dakota Department of Emergency Services (NDDDES) consists of the Division of Homeland Security and the Division of State Radio. NDDDES provides 24/7 emergency communications and resource coordination with more than 50 lead and support agencies, private enterprise, and voluntary organizations to assist local and tribal jurisdictions in disaster and emergency response activities.

The Division of Homeland Security administers federal disaster recovery programs as well as several other federal grant programs. The Division also manages the State Emergency Operations Center (SEOC), ensuring a statewide coordinated response to emergencies and disasters as outlined in the State Emergency Operations Plan (SEOP) and serves as a liaison between federal, local, tribal, private, and voluntary agencies. The staff coordinates resources, compiles damage assessment information, maintains situational awareness, and evaluates information to determine the potential for state and federal declarations and requests for assistance. The Division of Homeland Security also provides administrative support for the North Dakota Civil Air Patrol (CAP). The North Dakota Civil Air Patrol (CAP) is the lead agency for civilian search and rescue in North Dakota. CAP also provides information gathering and reconnaissance during disasters, as well as quick emergency transport. CAP members are trained to FEMA standards for emergency response. There is one FTE in this program with a Budget Line of \$389,313.

The State Radio Communications System has over 4,000 users representing 287 agencies of the local, state, and federal government. The Division of State Radio coordinates 9-1-1 services as well as emergency medical, fire, and law enforcement response for 25 North Dakota counties. It also serves as the primary or secondary backup for 16 of the 21 public safety answering points throughout the state. State Radio is the primary dispatch center for the N.D. Highway Patrol, the Game and Fish Department and various other state and federal agencies. It also responds to calls for emergency assistance across the state. Statewide communication services ensure necessary resources are dispatched for emergency response.

### **Explanation of 2021-23 Budget**

#### General Funds:

The requirement of general funds for the North Dakota National Guard (NDNG) and the North Dakota Department of Emergency Services (NDDDES) for the 2021-23 biennium has been on track as projected. We anticipate spending all general funds with the exception of \$600,000. The agency received \$1,000,000 of Coronavirus Relief Funds to offset dispatcher salaries from July through December 2021. The dispatcher salaries are funded 60% with general funds and 40% with special funds. We are also requesting carryover authority for the NDNG Tuition, Enlistment, and Compensation budget line which I will explain more later in my testimony.

### Federal Funds:

Approximately 80-85% of our funding is provided through federal cooperative agreements and federal grants. This biennium, the NDDDES estimates approximately \$231,000,000 in federal funds, of which \$121,000,000 are FEMA grant funds, \$87,000,000 are related to COVID-19 funding and \$23,000,000 are Homeland Security grant funds. At the end of November 2022 approximately \$52,000,000 has been dispersed to counties, cities, tribal governments, emergency management entities, and first responder organizations. Federal funding received has mostly been expended to support disaster recovery efforts resulting from 2017, 2019, 2020, 2021 and 2022 presidential declared disasters. Funds have also been expended to improve state, county, and tribal mitigation and preparedness planning, law enforcement planning, intelligence analysis activities, interoperable communications, and supporting regional response capabilities. The NDNG has received \$79,000,000 in the current biennium to support the Air and Army Guard facilities, missions, and employees.

### Special Funds:

Revenues from special funds provide some of the agency's operational funding sources. We will be very close to what we projected with \$4,100,000 in radio fees, and \$850,000 in Veterans Cemetery maintenance funds. Hazardous chemical fees were budgeted at roughly \$1,470,000. We are projecting to receive approximately \$1,200,000 due to a decrease in oil drilling, which results in a reduction of fees, but also, we have experienced a reduction in late fees owed to the agency as a new software system was put in place and it has helped customers with more timely payments. We projected \$4 million in Disaster Relief Fund expenditures and have incurred costs of approximately \$500,000 through November 2022 and estimating to spend another \$1,000,000 before June 30, 2023.

### **Estimated 2021-23 spending and status of one-time funding**

The NDNG received one-time funding for a variety of projects. The first of those was \$320,000, of which \$80,000 was general funds for a building automation system upgrade at Fraire Barracks. The project started in February 2022 and continues to be ongoing with an expected completion date of February 2023, however due to uncertainties and lack of confidence in shipment and delivery dates of the controllers, carryover authority is requested in case the completion date is delayed. To date, \$18,369 of the general funds have been executed. The Fargo Readiness Center received \$100,000 of general funds for one-time equipment startup costs. Those funds were fully executed by December 2021 on items such as a zero-turn mower, tractor with attachments, a Kubota UTV, and other smaller start up items necessary to maintain the facility and grounds. During the current biennium the agency received \$1,000,000 of Strategic Investment and Improvement Funds (SIIF) for deferred maintenance projects. At the time of providing testimony during the last legislative session, we were anticipating completion of eight projects with those funds. Due to the substantial increase in costs the nation has experienced, we are unable to fulfill all eight of those projects. The funds have been allocated to four major projects which are ongoing at this time. The funds are projected to be fully executed by the end of the current biennium.

The National Guard division also received one-time federal fund authority for two projects which we are requesting carryover authority. The Dickinson Readiness Center received an appropriation of \$15,500,000 for the construction of a new facility. I will address details of this project later in my testimony. Camp Grafton was chosen to receive \$6,000,000 federal funds for the construction of a Line of Communication Bridge Training Site. Design work

has started with construction expected to occur in fiscal year 2024 and construction complete no later than 2025.

We are requesting carryover authority of remaining funds for the Camp Grafton Expansion Project and legislative intent to pursue interest in land around Camp Grafton South for the eventual construction of a multi-purpose machine gun range. To date we have spent \$20,700 for appraisals so that we can move forward with negotiations for purchase and/or lease agreements. To date we are in the process of executing purchase agreements for 360 of the 1,600 acres authorized during the 66<sup>th</sup> Legislative Assembly and lease agreements for over 1,000 acres. SB2095 proposes updated language to NDCC 37-07.3-03, and extends the use of the fund through June 30, 2029.

NDDDES received one-time appropriations for the purchase of emergency response equipment. The general fund appropriation of \$100,000 is currently in the procurement phase but will be utilized on approximately 3,000 Meals-Ready-To-Eat (MREs) with a longer shelf life, and roughly 600,000 sandbags which will replace existing sandbags in the warehouse purchased several years ago and are deteriorating and no longer viable for flooding needs. One-time emergency equipment response authority of \$660,000 was also received in the current biennium. To date approximately \$129,000 has been expended on training software, add-ons for WebEOC, 911 response equipment, and building security.

### **Executive Recommendation (2023-25)**

Next, I will address the executive recommendation for the 2023-25 biennium and compare that to our 2021-23 base budget. During my testimony, I will address all one-time spending for the 2023-25 biennium. A complete listing of all one-time spending is found in Section 2 of the executive recommendation.

### **Subdivision 1. National Guard**

#### **Salaries and Wages**

The salary and wages line includes funding for 32 NDNG FTE's and temporary employees that support our state-owned and funded armories as well as one FTE supporting the National Guard Tuition program and one FTE supporting ND Cares. The net increase from our base budget equates to \$863,887, which is largely due to the Governor's recommended compensation and benefits package. This budget line does include \$90,000 of one-time general fund appropriation for roughly 60% of our projected eligible retirement payouts. Several of the individuals who are retirement eligible by the end of the 2023-25 biennium have been with the agency for several years and carry large leave balances. It is not feasible for the agency to hold open the positions to make up salary dollars for the required leave payouts. In order to see success for both the incoming employee, and agency, filling the positions as soon as possible is a must.

#### **Operating Expenses**

This line of our budget supports NDNG state supported facilities and provides operational support to state funded employees to include the ND Cares program. The general fund increases of \$251,148 is attributed to a reallocation of \$67,648 of base budget appropriation from the reintegration line to the NG operating line, along with \$183,500 of general

funds for on-going operational costs upon completion of the Dickinson Readiness Center, which I will discuss in more detail later in the testimony.

### Capital Assets

The capital assets line provides \$224,046 to pay special assessments in Burleigh, Cass and Williams County along with payment in lieu of taxes at our facilities at Camp Grafton in Eddy County. The remaining \$47,700,000 helps to fund five priority projects for the National Guard division.

Camp Grafton Training Facility – \$9,000,000 of Legacy Earnings Fund was included in the executive recommendation for a purpose-built fitness facility located at Camp Grafton Training Center (CGTC). This facility would enable year-round training and testing of the Army Combat Fitness Test (ACFT). This new test requires significantly more equipment and space than the previous test. A new facility would support all of CGTC's current and future customers and tenants. Completion of the fitness facility is expected to be August 2025. Ongoing operations and maintenance of the building in 2025-2027 is anticipated to be \$280,000 with 50% general funds and 50% federal funds. One additional FTE is requested with an anticipated start date of May 2025. The intent is that this individual be onboarded prior to the opening of the facility. The cost for the 2023-2025 biennium would be two months of salary and benefits for a total of \$12,064, and a 50% state and 50% federal share.

Camp Grafton Billets – During the current biennium, the agency received \$2,000,000 of funding from the American Rescue Plan Act (ARPA) to supplement federal funds for housing enhancement at Camp Grafton. The executive recommendation includes \$6,000,000 of SIIF appropriation for an additional lodging facility at Camp Grafton Training Center (CGTC). After further review the SIIF funds can be reduced by \$700,000 for a total of \$5,300,000 required for the housing enhancement project. CGTC needs to ensure adequate support to a growing military and law enforcement customer demand. It is the goal of CGTC to develop to be the premier federal and state training center. The construction of this facility would help bridge an 81-room lodging gap that currently exists. Once constructed, the ongoing operations and maintenance of this facility would be supported with federal funds.

Military Museum – During the 67th legislative assembly, the Office of the Adjutant General received authority to accept up to \$10,000,000 from other funds, including private and federal funds. These funds would be appropriated to the Adjutant General for the construction of a military museum. The executive recommendation includes one-time funding of \$20,000,000 from Legacy Earnings for a state match on construction, as well as increased fundraising authority for a state-of-the-art museum. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum. Concurrently the North Dakota National Guard Foundation has entered into contract with a private company, conducting a feasibility study of which indicated confidence that \$20,000,000 could be raised. There are currently \$2,500,000 in soft pledges for the museum.

Dickinson Readiness Center – The NDNG received \$15,500,000 of federal authority during the 2021-23 biennium to construct the Dickinson Readiness Center. The 2023-25 executive recommendation includes \$10,000,000 of SIIF appropriation, however revised estimates show the required funding can be reduced to \$8,600,000.

The bid opening for this project was held October 5, 2022. The lowest bid was \$20,319,658. Unfortunately, the federal programmed amount for the Dickinson Readiness Center is \$14,264,000. This is base construction only. There are three alternate bid items deemed necessary to meet the readiness needs of the unit. These items are separate from the base construction bid and can be added as funds allow. They are an Unheated Enclosed Vehicle Storage building that protects vehicles and other equipment from the effects of harsh weather (\$750,124), a paved vehicle parking lot (\$104,946) and a 300KW generator upgrade (\$165,825). In total there are \$3,681,435 in alternate bid items. The ones listed above are the highest priority. This creates a deficit of approximately \$7,000,000 that is required to complete the construction of the readiness center. An additional \$1,600,000 is estimated to take into account increasing construction costs, and unforeseen requirements.

We did consider redesign and/or reducing the size of the building as a cost saving measure. This would result in eliminating many essential operational areas such as a maintenance bay, drill floor and multipurpose training room. Reductions of this magnitude jeopardize the functionality and intended purpose of the readiness center. The impact is reduced readiness of the unit. Building a brand-new facility that does not meet the unit training needs defeats the purpose of constructing a new building and will hurt recruiting and retention efforts.

Statewide Interoperability Radio Network (SIRN) Equipment – One-time funding of \$2,700,000 of ARPA funds is included in the executive recommendation and will be utilized to equip the National Guard's emergency communication ability throughout the state. The purchase of radios will allow the National Guard to seamlessly interoperate with other State and Local agencies during domestic emergency responses on the new SIRN system. ND Army and Air National Guard Forces across the state will work and train with this new equipment to be prepared for the next emergency response.

### Grants

This line of \$585,692 provides an increase of \$374,776 for rental payments to community owned armories partially occupied by NDNG units in seven communities across North Dakota. During the interim we conducted an assessment of our rental agreements and found that in some cases our rental payments were not even covering the cost of utilities. The last assessment was conducted in 2016. We currently pay a flat rate for space at these community owned facilities. Our proposed increase is based on a square foot calculation of \$2/square foot, which remains well below market average estimated at \$14/square foot. It is important that we fairly compensate these communities to ensure proper maintenance of the space that the NDNG uses.

### Civil Air Patrol

The North Dakota Civil Air Patrol (CAP) is an agency called upon for civilian search and rescue as well as information gathering during state disasters. There is one FTE in this program with a budget line of \$389,313. There is an overall increase to this budget line of \$80,188. The increase includes \$60,000 of one-time general fund appropriation for the purchase of a hangar in Minot, \$4,915 for a 3% base budget increase to off-set operating costs such as fuel and training missions, and \$15,273 for salary increases based on the executive recommendation.



The Civil Air Patrol currently leases hangar space in Minot, ND. The lease was entered into in May 2018 and expires June 30, 2023. The individual who currently owns the hangar is no longer interested in owning the building and wishes to sell. The lease agreement contains an Option to Purchase Provision and the Civil Air Patrol would like to execute. If CAP does not purchase the hangar, it will be sold, and they will have to find other space to lease. Some airports used to be able to overlook our small footprint and donate hangar space but have started to charge for that service. Currently, there is no other hangar space available in Minot.

CAP is made up of volunteer professionals who pride themselves on delivering high quality products at a low cost. The ability to continually provide services boils down to the ability to maintain operational readiness for all mission sets. During the past few biennia, funding has allowed paying for one FTE and covers the operations and training budget.

It is critical to the Civil Air Patrol's mission that assets are located and maintained throughout the state of North Dakota. Civil Air Patrol has three primary missions: Aerospace Education, Cadet Programs and Emergency Services. Civil Air Patrol performs 95% of the nation's inland search and rescue, averages over 100 lives saved per year, performs aerial reconnaissance for homeland security, completes disaster-relief and damage assessment, provides transportation for time-sensitive medical materials and is tasked with counterdrug missions.

#### Tuition, Recruiting and Retention

The State Tuition Assistance (STA) program remains our #1 recruiting tool. The base budget includes \$3,042,235 for the 2023-25 biennium and we are requesting carryover of an estimated \$1,770,000 from the 2021-23 biennium which is identified in Section 6 of the Governor's executive recommendation. This funding provides the resources required to offer up to 100% tuition reimbursement for our qualified members. This critical program allows us to meet the required personnel strength of the NDNG. The carryover will be used to support our intent to expand our tuition assistance program for use outside of North Dakota. We did not make our recruiting goal in 2022 and are projected to fall short in 2023. Offering STA outside of ND allows us to compete with our neighbors. The carryover will also allow us to provide use under existing authority to conduct recruiting and retention programs in order to work towards meeting our personnel numbers. Currently we are running a program called ND500. This program currently provides a \$500 stipend for current members of the NG that provide a lead on a recruit that results in an enlistment, and we would like to expand it to former members. We would like to increase the stipend to \$1,000 and are requesting \$320,000 general fund dollars. The NDNG has managed similar recruiting and retention programs in the past. Full formations ensure we are ready to deploy overseas, respond to domestic emergencies, and ensure we sustain National Guard capabilities.

#### Air Guard Contracts

This budget line supports the state funded facilities and 30 state FTE's at the ND Air National Guard located at Hector Field in Fargo. Seventeen FTE's are 75% federally funded and 25% generally funded. The remaining 13 FTE's are 100% federally reimbursed. Funding in this budget line supports both state and federal missions and 489,000 sq. ft. of federal facilities located at Hector Field. The majority of those facilities require a 25% state match to support utilities and operational costs. This funding is critical for maintaining our facilities and operations. Overall this budget line shows an increase of \$462,390 which is attributed to one-

time federal fund appropriation in the amount of \$5,000 for projected retirement payouts, along with \$457,390 for the compensation package included in the executive recommendation.

While not in the Governor's budget recommendation, we are also asking for a FTE for a validated requirement for an additional security guard for the 119th Wing at Hector Field in Fargo. Since this is a federal requirement, it will be 100% federally funded through the master cooperative agreement. We will not need any general funds, just the FTE and the authority to accept the federal dollars.

### Army Guard Contracts

This budget line supports federally funded facilities and 80 current FTEs, along with four additional FTE requests for the 2023-25 biennium, many of which require a state match of general funds. The executive recommendation has an overall increase of \$4,141,275 which is made up of five agency requests, as well as \$1,352,028 from the executive recommendation's compensation package.

One of the five agency requests is made up of \$40,000 of on-going general funds for State Active Duty training. Since 2021, the NDNG has trained 38 service members and sourced 11 of those service members with national wildfire certification. In order for the NDNG to conduct wildland firefighting operations on 1.7 million acres of federal land in North Dakota, all NDNG personnel responding must possess valid and current federally approved wildland firefighting certification. Furthermore, this capability standardizes training and readiness while strengthening safety standards across all personnel responding to both state and federal wildland firefighting. This capability has continued to shape a positive public perception of the NDNG response capabilities. However, lack of funding and training will result in degrading the NDNG's readiness, safety and public perception to support the US Forestry Service and the state of ND in responding to wildland firefighting operations. To meet federal requirements, without compromising readiness, balancing logistical and operational constraints, \$40,000 is being requested for this capability to be executed annually. This capability will maximize planning and meet the requested month to conduct training with the US Forestry Service instructors as well as maximizing training value with the ability to conduct outdoor practical exercises (to include a mandatory fitness test). This funding would be used for State Active-Duty Service Member pay, lodging, mileage and per diem for those that attend.

A second request in this budget line consists of dollars necessary for the start-up costs and on-going operational and utility costs of the Dickinson Readiness Center communicated during the 67<sup>th</sup> legislative assembly. The facility's construction, discussed previously, is mostly federally funded. The enduring operational expenses are generally funded 50% federal and 50% general. There are one-time initial expenses along with annual insurance premiums that are 100% general funds. One-time general fund dollars of \$300,000 is requested to purchase equipment (mowers, snow removal, custodial, tools, etc) for the maintenance of the facility and grounds. \$354,000 of on-going funding is necessary for things such as insurance, utilities, building and grounds maintenance, along with various office supplies. The on-gong funding consists of \$183,500 general funds and \$170,500 federal funds. Three additional FTE are also included with this request. With each new facility, a physical plant manager, a maintenance supervisor and a custodial supervisor are necessary to maintain the day-to-day operations. The FTE are funded 50% federal and 50% general for a total cost of \$612,348 budgeted for the 2023-25 biennium.

As mentioned previously, a training facility at Camp Grafton is included with the executive recommendation. Completion of the fitness facility is expected to be August 2025, and one additional FTE is being requested with an anticipated start date of May 2025 so this individual can be onboarded prior to the opening of the facility. The cost for the 2023-2025 biennium would be two months of salary and benefits for a total of \$12,064, funded 50% federal and 50% state.

On-going general fund maintenance dollars of \$1,500,000 were added to the agency's base budget. The agency owns 330 buildings throughout the state with approximately 20% state funded support required based upon usage. The replacement value is estimated at \$900,000,000 for buildings. Maintaining these facilities is crucial to NDNG Soldier and Airmen readiness for response to federal and state missions.

Current funding levels for maintenance and repairs have not kept pace with increased costs of materials and labor. Additional state funding is required to properly maintain the buildings owned and operated by the National Guard, of which three are used to support four other state and federal agencies such as ND Highway Patrol, Bureau of Criminal Investigation, ND Information Technology, and the Federal Department of Homeland Security. The \$1,000,000 appropriated by the 67<sup>th</sup> Legislative Assembly was a good first step in correcting this deficiency. However, ongoing maintenance needs require consistent funding.

The known projects and lifecycle updates of building system components that are a priority for the 2023-25 biennium are projected at \$1,300,000. This provides a useful estimate of the additional funds required on a continuing basis going forward. The agency has experienced significant cost increases during the 2021-23 biennium. When comparing our architect's cost estimates to the actual bid amounts contractors have submitted, we have seen increases that have more than doubled the architect's cost estimate. The discrepancy in costs highlights the current environment.

The impact of not funding maintenance requirements is increased probability of catastrophic failure of building systems and equipment as well as increased chances of unsafe, undesirable, or unhealthy working conditions for the over 3,000 full and part-time employees of the NDNG.

Finally, as part of the Army Guard budget line we have requested a one-time federal fund appropriation totaling \$145,000 for projected employee retirement payouts. Retirement eligible individuals hold key positions, and it is not feasible for the agency to hold open the positions to make up salary dollars for the required leave payouts. In order to see success for both the incoming employee, and agency, filling the positions as soon as possible is a must.

#### Veterans Cemetery

The North Dakota Veterans Cemetery budget line supports five FTE's and four temporary employees during the winter months and seven temporary employees during the summer months. The total number of internments as of December 2022 is just under 11,000. In the last five years, the average number of interments per month is over 50. Special funds, derived from burial revenue and license plate sales reduce general fund requirements and help to fund salaries. This budget line has an overall increase of \$83,119, which can be attributed to the compensation package included in the executive recommendation.

#### Reintegration Program

The reintegration program supports Soldiers and Airmen throughout a deployment and assists the service member and their families with reintegration upon return. This is critical to the overall readiness of the North Dakota National Guard. This program has four FTEs, of which three are filled: two of three Outreach Specialists and one Human Resource Counselor. The funding in this line item is for salaries, benefits, travel, and minor support costs. There was a decrease in the overall budget line of \$1,830. The decrease is attributed to the transfer of one vacant FTE to another area within the agency, but then offset with the compensation package in the executive recommendation.

## **Subdivision 2. ND Department of Emergency Services**

### Salaries and Wages

This budget line in the executive recommendation supports five administrative FTEs, 33 Homeland Security FTEs, federally funded temporary employees, 32 State Radio FTEs, and seven additional FTE requests for the 2023-25 biennium. This line reflects an increase of \$2,870,619. This increase is made up of many factors to include the cost to continue dollars received in the base budget, reallocation of operating dollars to help fund equity adjustments made during the current biennium, the compensation package included in the executive recommendation, one additional training and operations manager for State Radio, as well as six additional FTEs for establishing a 24/7/365 "Watch Center". The Watch Center would provide a central hub for state public safety agencies, creating a persistent capability that scans for all-hazard threats, assesses the potential consequences, and initiates response efforts by alerting appropriate stakeholders, providing continuous incident analysis, and providing stakeholders consistent updates. The operations manager for State Radio would provide the capability to standardize training and information sharing across dispatcher shifts while also significantly reduce overtime and time away from the dispatch center for shift supervisors.

### Operating Expenses

The operating expense line supports the basic operating costs of NDDDES. In the executive recommendation, this budget line totals \$7,815,567. This is a combination of a base budget of \$6,502,334 a reallocation of base operating dollars to the salary line to help fund equity adjustments made during the current biennium, and three additional agency requests including increased information technology costs, operating costs for the Watch Center, and funding for the state match on the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act.

The ND Department of Emergency Services is requesting an increase in the ongoing base budget for increased information technology (IT) costs associated with the IT unification. While the Department of Emergency Services did receive \$18,122 for 2023-25 NDIT rate increases, this amount is insufficient for projected Public Safety Maintenance and Operations (M&O) costs. Projected Public Safety M&O costs for the next biennium will increase from \$564,000 to \$720,000. This is a net increase of \$156,000. In the 2021-2023 biennium this cost covered 3 FTEs supporting the agency while the 2023-2025 biennium is projected at 2.5 FTEs. The result is a 17% reduction in FTEs serving the agency and a 28% cost increase. The cost per FTE of support increased from \$188,000 last biennium to \$288,000, or 53%.

The Dept of Emergency Services receives a large majority of its funding from federal sources such as grants, which limits the ability to absorb the increased costs. The State Radio

Division does have the ability to recoup some of this cost in the future through rate adjustments to participating counties, state agencies, and federal agencies; however, these adjustments are made based on historical costs and not projected costs. This results in NDDDES paying the increase upfront.

Along with the six FTEs requested for the Watch Center, \$264,600 of general funds are necessary for the 24/7/365 operation. The operating dollars would be utilized for items such as open-source threat alerting software and licensing, training costs, increased NDIT fees, memberships and dues, office equipment, and miscellaneous supplies. The Watch Center would provide significant capabilities such as faster, more consistent whole of government emergency response, and real or near real-time emergency information via a public and non-public safety dashboard. One of many scenarios where the Watch Center would prove invaluable is related to school safety. Currently, because the state's Fusion Center is not operational 24/7, the Federal Bureau of Investigation will not notify the state if an online threat to a school is reported. They will notify the local jurisdiction who may or may not have someone available to answer the call or capable of investigating and taking action on the warning. The Watch Center will become the 24/7 backstop to ensure that someone at the local level is warned and prepared for any threats.

Currently, after traditional business hours and on the weekends, the Department of Emergency Services uses 15 staff from various sections within the agency as duty officers. These duty officers are not monitoring for events, but rather react to notifications via phone overnight as well as email prior to going to bed. This costs the state additional money in overtime and requires NDDDES staff to spend time learning and maintaining proficiency in a task that may not be related to their primary role. It is estimated that each of the 15 staff members are spending 20% of their time training to be or acting as a duty officer, resulting in the equivalent of three FTEs being pulled from their primary roles. This results in less time to do their primary jobs, higher overtime costs, increased employee burnout, increased risk of missing significant events, delayed emergency response, and less consistency across duty officers. Similarly, other agencies are also employing on call staff after hours that could be routed through the Watch Center and vetted prior to contacting each agency and/or mobilizing resources.

Another key benefit of the Watch Center is the ability to consolidate public safety data from all stakeholders into one location. A strategic approach to public safety data will allow for NDDDES to leverage current technologies in the development of a digital common operating picture. Further, it lays the groundwork for the future use of artificial intelligence and machine learning to predict and model disasters and their consequences. The longer we wait, the further behind we will be.

The current and future citizens of North Dakota will be served by the Watch Center by creating a true 24/7 capability that continuously scans for threats, rapidly alerts stakeholders, and quickly initiates and coordinates the appropriate response. Earlier warning and faster response times in the long run will result in less citizen injuries or deaths as well as less damage to private and public property. Citizens will also benefit through long term reduced costs of disaster response and recovery.

The STORM Act is new legislation being brought forward through HB 1070. HB 1070 establishes and allows for the administration of a hazard mitigation revolving loan fund. Communities will use the loan funding to carry out new projects to mitigate against any potential future event deemed as catastrophic. The STORM Act requires the state to provide a 10%

match that must be deposited into an interest-bearing account before the federal emergency management agency (FEMA) will provide their 90% cost share each time funding is requested. The state's 10% contribution will always be based on the value of projects submitted by interested applicants each calendar year. In the executive recommendation is \$1,000,000 of one-time funding from the Disaster Relief Fund for the required 10% state match. A \$9,000,000 federal match to the state's \$1,000,000 cost share would result in a future cost savings of \$65,400 based on a PEW research study's finding of \$6.54 saved for every \$1 spent on mitigation activities in North Dakota. That is a tremendous value for any investment.

### Capital Assets

Our NDDDES total capital asset line is \$960,000 in the executive recommendation. Of which \$660,000 is funded with federal funds intended for the purchase of disaster response equipment if federal funding becomes available, while the remaining \$300,000 is one-time general fund dollars for the replacement of the current 9-1-1 dispatcher consoles.

The consoles/desks in dispatch currently serve many functions to help keep the dispatcher comfortable and relaxed during a 12-hour shift. They also provide many key and critical components such as the ability to raise/lower monitors, have two shelves for monitors that swivel and pivot to accommodate many/multiple monitors, custom pathways for IT cabling and storage of all machines needed per console, plus storage space for dispatch for manuals, supplies, etc.

The current consoles have been in use for over 15+ years now. With the expansion into the new State Radio facility several years ago, costs were cut by finding similar consoles from other dispatch centers that were at that time replacing theirs with newer equipment. The ten positions in dispatch now have failing motors, heaters, fans, lights and doors. The consoles are no longer supported by the vendor, and we have bought the last of the replacements parts we can find to ensure another year or two of operation of those desks.

### Grants

The Grants line has a base budget appropriation of \$14,550,000, with an increase of \$13,240,000 in the executive recommendation. The increase accounts for a new State and Local Cybersecurity Grant program and increased annual and supplemental allocations in existing grant awards

### Disaster Costs

The 2009 Legislature created this budget line due to the extent of the damages and significant funding requirements associated with the 2009 flood. Since then we have expended most of our disaster funds through this budget line. For the 2023-25 biennium, we estimate approximately \$74,000,000 in disaster spending authority. This is an increase in federal authority from the base budget, and is based on projected authority required for the 2023-25 biennium. Biennial projections are based on the projected state share of Public Assistance and Hazard Mitigation payments to local subrecipients, increased Public Assistance payments to locals, and increases to federal awards through the Building Resilient Infrastructure and Communities grants. The timing of these expenditures is highly dependent upon completion of on-going repair projects as well as mitigation projects.

The funding for this line is primarily federal funding of \$68,000,000, however, it also includes an estimated \$6,000,000 from the State Disaster Relief fund, and \$25,000 in general funds for operational costs related to disaster support. The current unobligated balance of the State Disaster Relief fund is in excess of \$21,000,000. This includes our remaining obligated balance of \$1,500,000 from five presidential disasters along with pre-disaster and flood mitigation grants for 2016-21

As stated above, our current obligation from the State Disaster Relief fund is \$1,500,000 and our budget request is for \$6,000,000 in the 2023-25 biennium. If project completion is delayed, the timing of our expenditures may also be delayed and require additional authority for the 2023-25 biennium.

### Radio Communications

We are not requesting any new funds in the Radio Communications line, however we are requesting carry-over funds for one of our current projects as described in Sections 5 of the executive recommendation. We are requesting the unspent funds for the computer-aided dispatch equipment (CAD). The CAD system went live in the fall of 2022, however we are requesting any remaining funds to be carried over for unforeseen circumstances with final project payouts.

Executive Recommendation Sections 5 - 15 and SB 1016 Sections 3, 4, and 16 - 21.

### Carry-Over Clauses

**SECTION 5. EXEMPTION.** Any amounts carried over from the strategic investment and improvements fund pursuant to section 12 of chapter 16 of the 2021 Session Laws which are unexpended as of June 30, 2023, are not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for computer-aided dispatch equipment during the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 6. EXEMPTION.** The amount appropriated in the tuition, recruiting, and retention line item in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws is not subject to section 54-44.1-11, and any unexpended funds from this appropriation may be used to provide tuition assistance, recruiting and retention incentives to eligible current and former members of the North Dakota national guard during the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 7. EXEMPTION.** The amount of \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the automation system project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. EXEMPTION.** The amount of \$15,500,000 of federal funds appropriated for the construction of the Dickinson Readiness Center in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the Dickinson Readiness Center project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 9. EXEMPTION.** The amount of \$6,000,000 of federal funds appropriated for

the line of communication bridge training site in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the line of communication bridge project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 10. EXEMPTION.** Any amounts carried over from the National Guard training area and facility development trust fund and the strategic investment and improvements fund pursuant to section 3 and section 14 of chapter 16 of the 2021 Session Laws for the Camp Grafton expansion is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used to continue forward with expansion of Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 11. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 12. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 13. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to emergency commission approval of request #2047 on September 10, 2021 is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 14. EXEMPTION.** Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 24 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of replacing the state active-duty software and maintenance during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 15. EXEMPTION.** Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 31 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of enhancing housing at Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

#### Standard Clauses

**SECTION 3. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.** In addition to the amount appropriated to the adjutant general in the veterans' cemetery line item in subdivision 1 of section 1 of this Act, there is appropriated any additional funds which are received and deposited in the veterans' cemetery maintenance fund pursuant to sections 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the biennium beginning July 1, 2023 and ending June 30, 2025.



**SECTION 4. MAINTENANCE AND REPAIRS - TRANSFERS.** The adjutant general may transfer to the operating expenses and capital assets line items contained in section 1 of this Act up to the sum of \$500,000 from the various other line items contained in section 1 of this Act, as determined necessary by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2023 and ending June 30, 2025. Any amounts transferred pursuant to this section must be reported to the director of the office of management and budget.

Legislative Intent

**SECTION 18. CAMP GRAFTON EXPANSION - LEGISLATIVE INTENT.** It is the intent of the sixty-eighth legislative assembly that:

1. The adjutant general contract for the purchase or long-term lease of land for the camp Grafton expansion, including the purchase of no more than one thousand six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in total.
2. The adjutant general not use eminent domain for the expansion of camp Grafton.

Others

**SECTION 16. TRANSFER – LEGACY EARNINGS FUND – ONE-TIME FUNDING.** The office of management and budget shall transfer \$29,000,000 from the legacy earnings fund to the North Dakota adjutant general, of which, \$20,000,000 is for the construction of a military museum and \$9,000,000 for the construction of a training facility at Camp Grafton, for the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 17. TRANSFER – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE-TIME FUNDING.** The office of management and budget shall transfer \$16,000,000 from the strategic investment and improvements fund to the North Dakota adjutant general, of which, \$6,000,000 is to go towards the construction of billets at Camp Grafton and \$10,000,000 for the completion of the Dickinson readiness center, for the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 19. NORTH DAKOTA MILITARY MUSEUM.** The adjutant general may accept funds, including private and federal, to match state funds for the construction of a North Dakota military museum during the period beginning with the effective date of this Act, and ending June 30, 2027. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum. The funding provided in this section is considered a one-time funding item.

**SECTION 20. APPROPRIATION – TRANSFER – VETERANS’ CEMETERY TRUST FUND – ONE-TIME FUNDING.** There is appropriated moneys in the general fund in the state treasury, the unexpended funds of \$26,656 available for the payment of adjusted compensation to veterans that was required to be transferred to the veterans’ cemetery trust fund during the biennium 2019-2021 pursuant to section 12 of chapter 41 of the 2019 Session Laws.

Emergency Clauses

**SECTION 21. EMERGENCY.** Section 6 and 19 of this Act is declared to be an emergency measure.

## **Conclusion**

Mr. Chairman that completes our testimony. I would like to leave you with these final thoughts. This is a pivotal time for the Office of The Adjutant General as we modernize facilities and incentives to meet the demands of a continuously changing strategic and competitive environment. Our investment in readiness, increased capacity, and future capabilities must keep pace if we are to remain always ready and always there to perform our state and federal missions. Readiness remains my number one priority. The 2023-25 biennial request for appropriations addresses my most urgent readiness requirements.

I ask for your favorable support of the executive recommendation and am pleased to stand for any questions you may have. Thank you.

# Office of the Adjutant General

## Senate Appropriations - Education and Environment Budget Presentation

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27JAN23

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# Agenda

- 2021-23 One-Time Funding Update
- 2023-25 Key Initiatives
  - DES
  - CAP
  - NDNG
- 2023-25 Budget Priority Summary
- Carry Over Clauses
- Exemptions & Transfers

# 2021-23 One-Time Funding

Description	Appropriation	Execution Status
Fraine Barracks Automation System	\$320,000	\$120,353 spent to date. Project is projected to be complete by May 2022, but concerned for supply chain.
Emergency Response Equipment	\$100,000	Purchase of MREs and sandbags have been made. Waiting for invoices to make payment.
Fargo Readiness Center Equipment	\$100,000	Fully expended by Dec 2021.
Deferred Maintenance	\$1,000,000	\$492,305 spent to date. On track to spend remaining amount as projects progress.
Dickinson Readiness Center	\$15,500,000	\$0 spent to date, requesting carryover as project is not scheduled to be complete this biennium.
Line of Communication Bridge Training Site	\$6,000,000	Federal money arrive late 2022-23; need authority for upcoming construction season.

# Facility Maintenance Funds - \$1M

Description	Federal	State	Total
Residence Improvements	\$ 0	\$ 59,672	\$ 59,672
Home Demo	0	6,188	6,188
Brick/Joint & Sealant Repairs, RJB	258,223	258,223	516,446
Brick/Joint & Sealant Repairs, GF	33,047	11,016	44,063
HVAC System Repairs, RJB	90,431	83,850	174,281
Roof Replacement, Minot AFRC	21,885	5,050	26,935
Sewer System Repairs, FB	445,601	363,761	809,362
Steam Line Replacement, CG	<u>1,472,581</u>	<u>232,425</u>	<u>1,705,006</u>
<b>Total Project Costs</b>	<b><u>\$2,321,768</u></b>	<b><u>\$1,020,185</u></b>	<b><u>\$3,341,953</u></b>

# Emergency Services State Radio

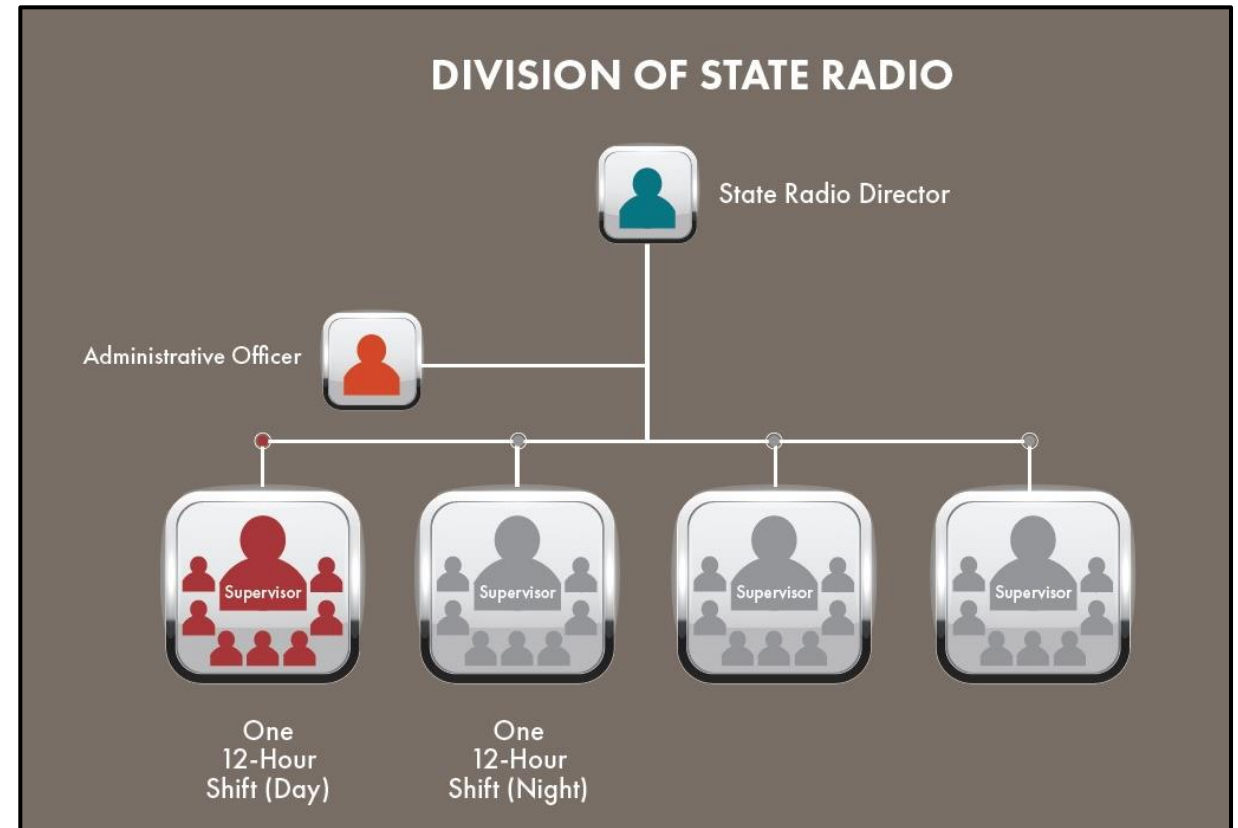
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# State Radio

## 1 FTE – Operations Manager

- \$153,274 ongoing General Funds
- Cost split with locals (Special Funds)
- Currently role split by supervisors
- Standardizes training across shifts
- Maximizes dispatcher time on console
- Ensures best practice implementation
- Facilitates tactical inter-agency synchronization





# State Radio

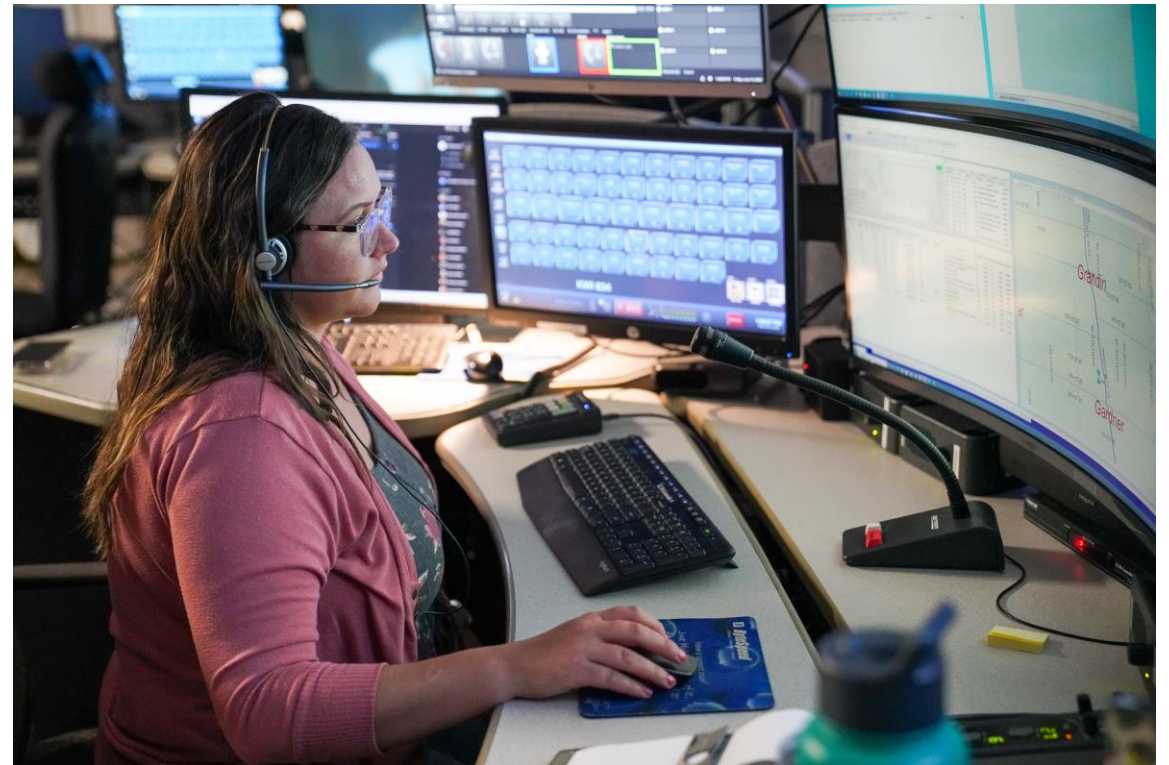
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## Funding – 2 dispatch FTE

- \$168,286 ongoing General Funds
- Acquired in 2021-23 biennium (from NG)
- Costs split with locals (Special Funds)

## Dispatch Consoles

- \$300,000 one-time General Funds
- Purchased new 15 years ago
  - Others purchased used 7 years ago
- Not supported by manufacturer
- Purchased last remaining parts on eBay



# Emergency Services Homeland Security

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# Funding Authority

Title	Description	Amount
Capital Assets	EMPG & Homeland Security Grants	\$660,000
Grants	EMPG, HLS, & HazChem Funds	\$13,240,000
Disaster Costs	Federal Spending	\$23,245,722
Disaster Costs	State Spending	\$1,986,689
Additional Grant Funding	Cybersecurity Grant – 10% local match (General Funds)	\$628,000
Additional Disaster Costs	Spring Storm, COVID, Winter Storms, BRIC 2022	\$142,652,500

# Cybersecurity Grant – 10% Local Match

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- \$628,000 General Fund Dollars & Emergency Clause
- 90% Federal funds are included in the Executive Recommendation
- Requesting general funds to provide 10% match on local share for first four years of grant period
  - Grant Year 2022 – 10% State Match / 0% Local Match
  - Grant Year 2023 – 10% State Match / 10% Local Match
  - Grant Year 2024 – 10% State Match / 20% Local Match
  - Grant Year 2025 – 10% State Match / 30% Local Match

# Disaster Costs – Additional Funding

Title	Federal	Special (DRF)	Total
DR 4660 – Spring Storm 2022	\$47,600,000	\$4,850,000	\$52,450,000
DR 4509 – COVID – Hazard Mitigation	64,500,000	500,000	65,000,000
New Disaster – Winter Storm 2022	2,847,500	355,000	3,202,500
BRIC 2022 – Building Resilient Infrastructure & Communities	<u>22,000,000</u>	<u>0</u>	<u>22,000,000</u>
Additional Disaster Costs	<u>\$136,947,500</u>	<u>\$5,705,000</u>	<u>\$142,652,500</u>

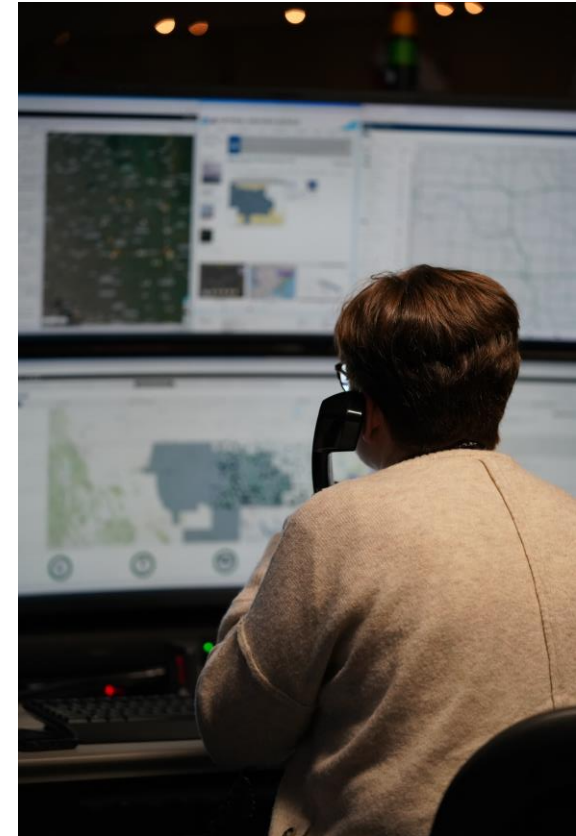
# DES Decision Packages

Title	Fund Type	Description	Amount
One-Time	Disaster Relief Fund	STORM Act (State Match) HB 1070	\$1,000,000
On-Going	State (General)	NDIT Admin Costs	\$156,000

# Watch Center - 24/7/365 Readiness

- 6 FTE's - \$1.2M
  - Minimum to staff 24/7/365 with 8-hour shifts
- \$234,600 for operating costs
- Returns 3 FTE equivalents back into the DES workforce

**In an emergency faster response and better coordination will save time, which in turn saves lives and in the long run costs of disaster response and recovery**



# Civil Air Patrol

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# Civil Air Patrol

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- Hangar Purchase - \$60,000
- 3% Budget Increase - \$4,915



# Civil Air Patrol Info and Cadet Program

LEARN MORE  
[GoCivilAirPatrol.com](https://www.GoCivilAirPatrol.com)

## OUTCOMES

### CADETS

- 97% "CAP has been a turning point in my life."
- 96% "I've started to think more about my future because of CAP."
- 87% "I do things at CAP I can't do anywhere else."
- 82% "I earn As & Bs at school"
- 81% "I am interested in a military career."
- 76% "I am interested in an aviation career."
- 65% "I am interested in a STEM career."

### PARENTS

- 95% "My cadet has become better at taking feedback."
- 92% "I've seen improvements in my cadet's overall attitude."
- 78% "My cadet's performance at school has improved."

- 1 of 3 Congressionally-chartered missions
- Fully integrated into all CAP missions
- 85 cadets in ND Wing
- Program Content:
  - **LEADERSHIP** skills for a diverse, democratic society
  - **AEROSPACE** career explorations
  - **FITNESS** and the lifelong habit of regular exercise
  - **CHARACTER** for making good choices



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# National Guard

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# Camp Grafton Lodging – \$5,300,000

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- Lodging requirements increased by 41% over last 10 years
- Validated 80 bed shortfall for military training requirements
- Recommended for SIIF





# Camp Grafton Training Facility – \$9,000,000

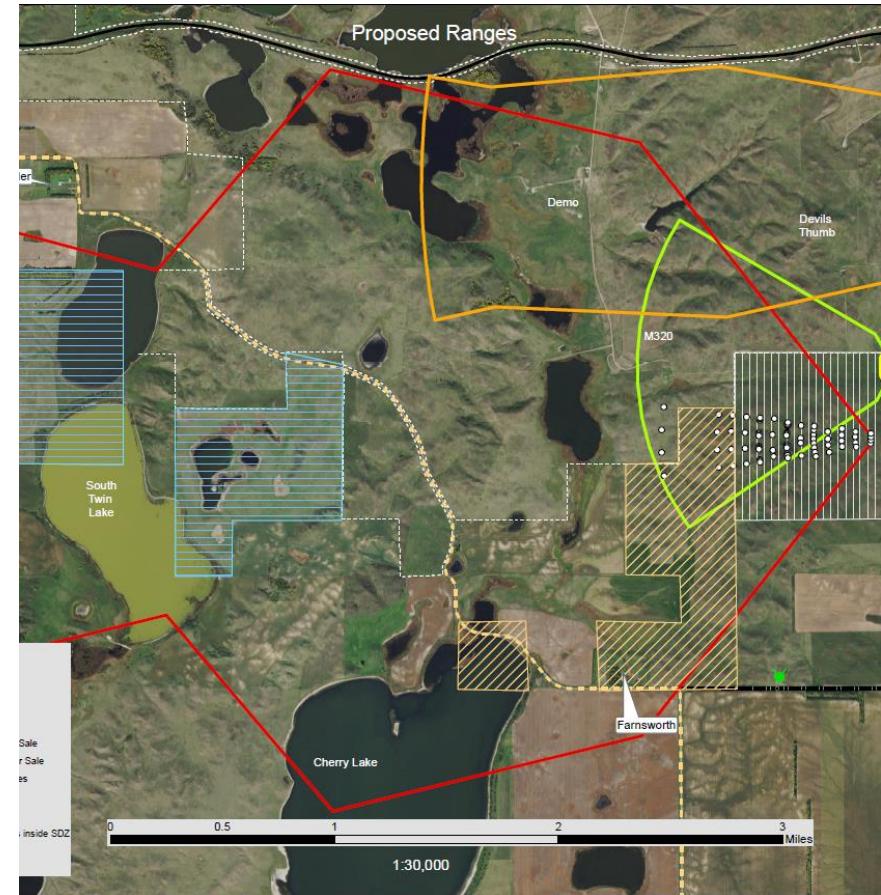
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- 2,000 Military students from around the United States every year
- 500 (growing to 900) federal law enforcement students every year
- 200 Full-Time Workforce
- Recommended for Legacy Funds



# Range Expansion Carry Over— \$2,300,000

- \$48,900 spent on appraisals
- Actively engaged with landowners
- Engaged with Eddy County Commission
- Reduced travel time protects valuable training time
- Keep federal dollars in North Dakota
- Priorities –
  - Individual weapons qualification
  - Multi-purpose machine gun range



# Dickinson Readiness Center

- 
- Increase authority from \$15.5M to \$24.1M
  - \$14,264,000 Federal Funding
  - Low Bid: \$20,319,658
  - \$8,600,000 from SIIF
  - Other Cost:
    - \$300 Start-up
    - \$354,000 Operating Cost (\$183,500 general; \$170,500 Federal Authority)
    - \$612,348 for 3 FTEs (\$306,174 General Funds; Same for Federal Authority)



# State Tuition Assistance Expansion - SB 2094

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- Competing for recruits with surrounding states with better benefits
- Tuition Assistance for out-of-state and on-line NDNG members (SB 2094)
- Requesting \$320,000 additional funds for recruiting program for ND1000 program





# State Active Duty Pay and Training

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- State Active-Duty pay equity with surrounding States (HB 1069)
- \$40,000 request to fund Wildland Fire Training (General)



# Emergency Response Radios

- \$2,700,000 (ARPA)
- Ensure communication with civilian agencies during emergency response
- Upgrade required to operate on the Statewide Interoperability Network (SIRN)



# Rental Facility Rate Increase

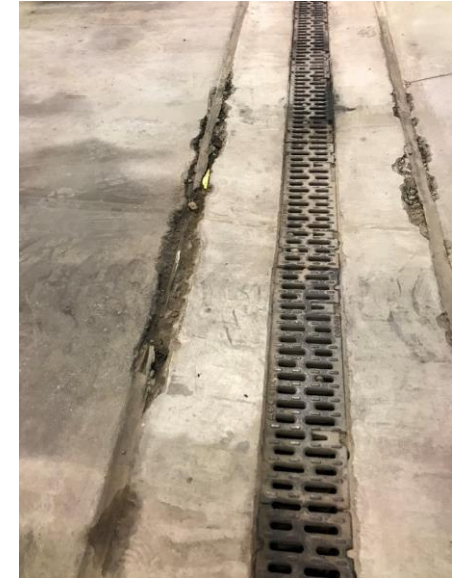
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- \$374,776 increase (General)
- 7 city owned armories (Williston, Jamestown, Wishek, Edgeley, Lisbon, Valley City, Dickinson)
- Calculate increase based on square footage used by the NG at \$2/sq ft



# Facility Maintenance Funds

- 
- \$1,500,000 (General)
  - 330 facilities state-wide
  - \$900,000,000 estimated replacement value
  - Extend life expectancy through necessary repairs and updates



# Facility Maintenance Funds - \$1.5M

Description	Federal	State	Total
Roof Replacement, Minot AFRC	\$2,021,701	\$566,546	\$2,588,247
Brick/Joint & Sealant Repairs, GFK	721,000	206,217	927,217
Parking Lot Repairs, Fargo AFRC	288,039	288,039	576,078
Air Handler Replacement, CG	333,300	372,185	705,485
BAS Upgrades & HVAC Re-Balance, RJB	<u>301,537</u>	<u>301,537</u>	<u>603,074</u>
Total	<u>\$3,665,577</u>	<u>\$1,734,524</u>	<u>\$5,400,101</u>



# Air National Guard Security Forces FTE

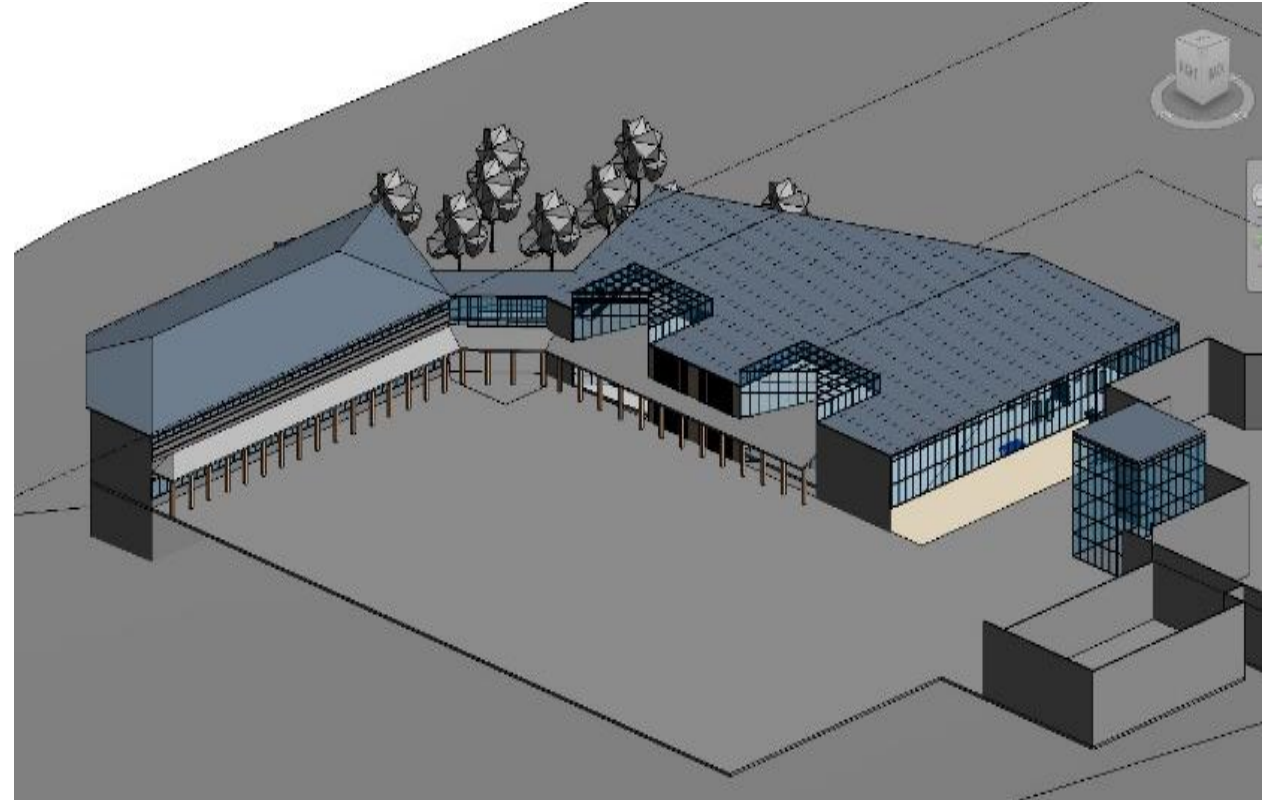
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- Addition to Governor's Recommendation
  - \$142,638 (Federally Funded)



# Military Museum - Honor, Educate, Inspire

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- Increase Authority - \$40,000,000
- State Cost Share - \$20,000,000
- Legacy Funds



# 2023-25 OTAG Budget Priorities

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# Total Rewards

- Cost of turn-over: \$1,100,000/biennium; equals 8 experienced 911 dispatchers

State Radio	Turnover Rate 33%	Percent Behind Nearest Competitor 16%	Dispatchers <3 Years of Experience 48%
Homeland Security	Retirement Eligible 28%	Employees Below Market Policy Point 80%	Average Years of Service 14
National Guard	Retirement Eligible 26%	Employees Below Market Policy Point 72%	Average Years of Service 12

# 2023-25 Budget Priorities

Adjutant General	Amount
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1. Retirement Pay-Outs	\$275,000 (General & Federal)
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Emergency Services	Amount
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1. State Radio Console Upgrade	\$300,000 (General)
2. Watch Center (Ops&Maint/6 FTEs)	\$1,468,592 (General)
3. STORM Act	\$1,000,000 (DRF)
4. NDIT Cost Increase	\$156,000 (General)
5. Training & Ops Manager	\$255,456 (General & Special)
6. State Radio Cost to Continue (2 FTEs)	\$168,286 (General)
7. Federal Equipment (DES Federal Authority)	\$660,000 (Federal)
8. Federal Authority Increase – Disaster & Grant Spending	\$181,124,911 (Federal & Special)
9. Cybersecurity Local Match	\$628,000 (General)

# 2023-25 Budget Priorities

National Guard	Amount
1. Dickinson Readiness Center (Construction/Start-Up/Ops&Maint/FTEs=50/50)	\$8.6M (SIIF) / \$300K / \$354K / \$612,348
2. Camp Grafton Billets	\$5.4M (SIIF)
3. Camp Grafton Training Facility (1 FTE=50/50)	\$9M (Legacy) / \$12,064 (General & Federal)
4. Facility Maintenance	\$1.5M (Federal Match = ~\$2.4M)
5. Emergency Radio Upgrade	\$2.7M (ARPA)
6. Air National Guard Security Forces FTE	\$142,638 (Federal)
7. Rental Payment Increase	\$374,776 (General)
8. State Active-Duty Wild Land Fire Training Funds	\$40K (General)
9. ND1000	\$320,000 (General)
10. North Dakota Military Museum – <u>\$40M in Authority</u>	\$20M Legacy and \$20M fundraising authority for cost of construct, ops, and maintenance.

Civil Air Patrol	Amount
1. Civil Air Patrol Hangar	\$60K (General)
2. Civil Air Patrol 3% Budget Increase	\$4,915 (General)

# Carry Over Requests



# 2023-25 Carry Over Clause Requests

Description	Section	Amount	Justification
Comp. Aided Dispatch Upgrade	5	\$311,647	Project is substantially complete, requesting carryover for unforeseen integration issues.
State Tuition Assistance	6	\$1,770,000	Expanding program to include out of state use
Fraine Barracks Automation System	7	\$80,000 State / \$240,000 Fed	Supply chain issues have extended this project
Dickinson Readiness Center	8	\$15,500,000	Project delayed due to increased construction cost and need for additional funds
Line of Communication Bridge Training Site	9	\$6,000,000	Federal funds not appropriated until 2024
Range Expansion	10	\$2,300,000	Continue to pursue a solution with landowners

# 2023-25 Carry Over Clause Requests

Description	Section	Amount	Justification
COVID Response - subdivision 7 of section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11	11	\$148,666,667	Unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.
COVID Response - subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11	12	\$887,873	Unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.
COVID Response - to emergency commission approval of request #2047 on September 10, 2021 is not subject to section 54-44.1-11	13	\$14,179,545	Unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.
ARPA - subsection 24 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11	14	\$450,000	Unexpended funds from this appropriation may be used for the purpose of replacing the SAD software and maintenance during the biennium beginning July 1, 2023, and ending June 30, 2025.
ARPA - subsection 31 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11	15	\$2,000,000	Unexpended funds from this appropriation may be used for the purpose of enhancing housing at Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

# Exemptions & Transfers



# 2023-25 Exemptions & Transfers

Title	Section	Description
Veterans Cemetery Maintenance Fund	3	Appropriate additional funds received and deposited in maintenance fund for operations.
Maintenance and Repairs - Transfers	4	Authority to transfer up to \$500K to operating and capital assets line items from various lines as necessary for maintenance and repair of state-owned facilities.
Transfer - Legacy Earnings Fund – One-Time Funding	16	Transfer \$29,000,000 from the legacy earnings fund to the North Dakota adjutant general, of which, \$20,000,000 is for the construction of a military museum and \$9,000,000 for the construction of a training facility at Camp Grafton, for the biennium beginning July 1, 2023, and ending June 30, 2025.
Transfer – Strategic Investment and Improvements Fund – One-Time Funding	17	Transfer \$16,000,000 from the strategic investment and improvements fund to the North Dakota adjutant general, of which, <del>\$6,000,000</del> -\$5,300,000 is to go towards the construction of billets at Camp Grafton and <del>\$10,000,000</del> -\$8,600,000 for the completion of the Dickinson readiness center, for the biennium beginning July 1, 2023, and ending June 30, 2025.
Camp Grafton Expansion - Legislative Intent	18	Continue to provide intent for Camp Grafton expansion.



# 2023-25 Exemptions & Transfers

Title	Section	Description
North Dakota Military Museum Authority	19	The adjutant general may accept funds including private and federal, to match state funds for the construction of a North Dakota military museum during the period beginning with the effective date of this Act and ending June 30, 2027. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum.
Transfer – Veterans’ Cemetery Trust Fund – One-Time Funding	20	The unexpended funds of \$26,656 available for the payment of adjusted compensation to veterans that was required to be transferred to the veterans’ cemetery trust fund during the biennium 2019-2021 pursuant to section 12 of chapter 41 of the 2019 Session Laws.
Emergency	21	Section 6 and 19 of this Act are declared to be an emergency measure.

# Changes from Executive Budget (Attachment #2)

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## **Cybersecurity Grant – Local 10% Match**

- \$628,000 General Funds
- Emergency Clause
- Reference slide 10

## **Disaster Costs – Additional Funding**

- \$142,652,500 Total Funds
- \$136,947,500 Federal Funds
- \$5,705,000 Special Funds (DRF)
- Reference slide 11

## **FTE – Air National Guard**

- \$142,638 Federal Funds
- Reference slide 28

## **Camp Grafton Lodging - \$5,300,000**

- Reduce SIIF funds by \$700,000
- Reference slide 18

## **Dickinson Readiness Center - \$8,600,000**

- Reduce SIIF funds by \$1,400,000
- Reference slide 21

## **ND1000 Program**

- \$320,000 General Funds
- Reference slide 22

# Questions

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Drew H. Wrigley  
ATTORNEY GENERAL

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**BUREAU OF CRIMINAL INVESTIGATION**  
1720 BURLINGTON DRIVE, SUITE B, PO BOX 1054  
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(701) 328-5500 FAX (701) 328-5510  
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**TESTIMONY OF  
LONNIE GRABOWSKA  
DIRECTOR  
NORTH DAKOTA BUREAU OF CRIMINAL INVESTIGATION  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
SENATE APPROPRIATIONS COMMITTEE  
JANUARY 27, 2023  
IN SUPPORT OF SENATE BILL 2016**

Chairman Sorvaag, members of the Senate Appropriations Education and Environment Committee Division, my name is Lonnie Grabowska, Director of the North Dakota Bureau of Criminal Investigation (BCI). Please accept my supporting testimony to the Watch Center concept in Senate Bill 2016. I believe that a 24/7 capability that brings together continuous threat monitoring, assessment and alerting is long past due in the state. Not only will the citizens of the state benefit, but the BCI will benefit as well.

The North Dakota Bureau of Criminal Investigation will benefit from a 24/7 state emergency watch center in a variety of ways. The proposed watch center will be able to provide statewide situational awareness and intelligence and information sharing through its proactive monitoring of open-source and dark web data for potential threats in or to North Dakota. This monitoring will also provide real time information sharing for ongoing or future criminal activities. For example, the awareness and combined reporting of hoax bomb threats or "swatting" incidents in the state help to inform our agents and law enforcement stakeholders. All-hazards threat monitoring, assessment and alerting is also invaluable during prolonged law enforcement operations such as the NODAPL protests. I believe we would also improve the work life balance of BCI agents who are often notified of events after hours that are not applicable to our agency's core mission due to the lack of a vetting and assessment capability. A watch center can provide that.

A primary benefit to BCI of having a 24/7 watch center is more efficient coordination when analyzing and sending out the public alerts that BCI and the ND Highway Patrol jointly approve. Currently, the on-call duty officer at the Department of Emergency Services can vary greatly in experience and capability. A limited but dedicated cadre of watch officers would ensure consistency and accuracy in these time sensitive events while reducing the time it takes to issue an alert. In this use case, saving time can literally save a life. The watch center would also provide the ability to scan the multiple sources of information regarding the missing person to ensure accurate information is being reported and to further inform state and local law enforcement of the ongoing situation.

The North Dakota Bureau of Criminal Investigation believes in proactive information and intelligence sharing, which is why we endorse the establishment of a 24/7 state watch center. Such a center would greatly enhance our ability to gather information, provide initial assessments, and respond more quickly and effectively to criminal activities that occur within the state. This enhances public safety for our citizens and can reduce costs by providing faster, more targeted response measures when necessary. Last, but something that should not be overlooked, is the opportunities for collaboration that a 24/7 capability would bring to the state in amplifying efforts to combat human trafficking, missing persons, and drug overdoses. While we have not yet begun to synchronize efforts or technologies in those areas, we realize that crime does not stop at 5 o'clock central time so neither should we. I thank you for your support and the opportunity to provide the committee testimony.





Drew H. Wrigley  
ATTORNEY GENERAL

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**TESTIMONY OF  
LINDSAY WOLD  
DIRECTOR  
NORTH DAKOTA STATE & LOCAL INTELLIGENCE CENTER  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
SENATE APPROPRIATIONS COMMITTEE  
JANUARY 27, 2023  
IN SUPPORT OF SENATE BILL 2016**

Chairman Sorvaag, members of the Senate Appropriations Education and Environment Committee Division, my name is Lindsay Wold and I am the director of the North Dakota State & Local Intelligence Center (NDSLIC). I am here today to testify in support of the Watch Center concept in Senate Bill 2016, a much-needed capability to ensure more thorough situational awareness and early warning by ensuring around the clock intelligence gathering and dissemination for both real and suspected crimes across the state and region.

The proposed 24/7 state watch center would be highly beneficial to intelligence-gathering and initial assessment efforts for the state of North Dakota. Currently, the NDSLIC's operational hours are Monday through Friday, 8:00 a.m. to 5:00 p.m. therefore any situational awareness products, tips, or pieces of intelligence that come in are not seen until the following morning. With the proposed watch center, 24/7 monitoring of intelligence and information, along with open-source data on potential threats would be implemented. This creates increased situational awareness around the clock and more adequate incident preparedness, allowing first responder entities to make more informed decisions and respond to threats, both real and suspected, more rapidly. The watch center will be able to provide early warning alerts and bulletins to law enforcement and other first responders, which can help to prevent or mitigate an emergency event.

One of the greatest benefits of this new capability is the ability for the Federal Bureau of Investigation to dual notify both the state and local jurisdictions of online threats towards schools and more. Currently, the FBI will not dual notify because the NDSLIC does not operate after hours, weekends, or holidays. I believe that the partnerships between the NDSLIC and watch center will solve this problem and reduce risk to our citizens. There have also been recent events that a watch center would have increased efficiencies and saved overtime costs for the NDSLIC. One such example was the border protests just north of Pembina, that required re-routing of traffic, additional law enforcement support in the area, public information operations, and the potential for life-safety incidents as large amounts of semis amassed at local truck stops and rest areas during a storm. The NDSLIC used criminal analysts to support the all-hazards incident, which included overtime for night and weekend work.

Conclusively, as the director of the state's fusion center, I strongly believe that the implementation of a 24/7 state level watch center would greatly increase our ability to provide timely, validated intelligence to state leadership in support of public safety operations. With the increased situational awareness, adequate preparation, opportunities for prevention, efficient response, ability to identify patterns, identification of potential threats, and real-time decision making that a watch center would provide, we would be better equipped to handle emergency events and keep our communities safe.



Prepared for the Senate Appropriations Committee

**Department 540 - Adjutant General, including  
the National Guard and Department of Emergency Services  
Senate Bill No. 2016**

Green Sheet 1  
2/7/23

**Executive Budget Comparison to Base Level**

	General Fund	Other Funds	Total
2023-25 Executive Budget	\$29,402,040	\$223,448,843	\$252,850,883
2023-25 Base Level	22,882,232	135,478,358	158,360,590
Increase (Decrease)	\$6,519,808	\$87,970,485	\$94,490,293

**Selected Budget Changes Recommended in the Executive Budget**

	General Fund	Other Funds	Total
1. Adds funding for state employee salary and benefit increases, of which \$2,721,150 is for salary increases and \$1,069,882 is for health insurance increases	\$1,298,082	\$2,492,950	\$3,791,032
2. Adds 6 FTE positions for a watch center, of which \$1,233,992 is for salaries and wages and \$234,600 is for ongoing operating expenses	\$1,468,592	\$0	\$1,468,592
3. Adds 3 FTE positions for the Dickinson Readiness Center, of which \$612,348 is for salaries and wages and \$354,000 is for ongoing operating expenses	\$489,674	\$476,674	\$966,348
4. Adds funding for disaster grants, of which \$23,245,722 is from federal funds and \$1,986,689 is from special funds	\$0	\$25,232,411	\$25,232,411
5. Adds funding from federal funds for homeland security grants to provide a total of \$27,875,692	\$0	\$13,240,000	\$13,240,000
6. Adds <b>one-time funding</b> from the legacy earnings fund for a military museum	\$0	\$20,000,000	\$20,000,000
7. Adds <b>one-time funding</b> for the Dickinson Readiness Center from the strategic investment and improvements fund	\$0	\$10,000,000	\$10,000,000
8. Adds <b>one-time funding</b> for Camp Grafton, of which \$9 million is for a fitness facility from the legacy earnings fund and \$6 million is for training center billets from the strategic investment and improvements fund	\$0	\$15,000,000	\$15,000,000
9. Adds <b>one-time funding</b> from federal homeland security funds for statewide interoperable radio network equipment	\$0	\$2,700,000	\$2,700,000

A summary of the executive budget changes to the agency's base level appropriations is attached as an appendix.

A copy of the draft appropriations bill containing the executive budget recommendations is attached as an appendix.

**Selected Bill Sections Recommended in the Executive Budget**

**Veterans' Cemetery maintenance fund** - Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to North Dakota Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.

**Maintenance and repairs** - Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.

**Exemption - Computer-aided dispatch equipment** - Section 5 would provide that any unexpended funds from the strategic investment and improvements fund, appropriated for computer-aided dispatch equipment for the 2019-21 biennium continued into the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Tuition, recruiting, and retention** - Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Fraine Barracks automation system** - Section 7 would provide that \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

January 9, 2023



**Exemption - Dickinson Readiness Center** - Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Communication bridge training site** - Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - Camp Grafton expansion** - Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and the strategic investment and improvements fund appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - COVID-19 response line** - Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Exemption - American Rescue Plan Act** - Sections 14 and 15 would provide that any unexpended funds from the federal American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and of enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

**Transfer of legacy earnings fund** - Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General. This is one-time funding for the 2023-25 biennium.

**Transfer of strategic investment and improvements fund** - Section 17 would transfer \$16 million from the strategic investment and improvements fund, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General. This is one-time funding for the 2023-25 biennium.

**Camp Grafton expansion** - Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.

**North Dakota military museum** - Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.

**Appropriation - Transfer to Veteran's Cemetery trust fund** - Section 20 would provide for the transfer of \$26,656 from unexpended funds available for the payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.

### **Continuing Appropriations**

**National Guard emergency fund** - Section 37-01-04.1 - This fund allows the National Guard to respond to state emergencies.

**National Guard military grounds fund** - Section 37-03-13 - This fund is used for collection rental revenues to be used for purchasing military training grounds.

**Veterans' Cemetery maintenance fund** - Section 37-03-14 - This fund is used to support the operations of the Veterans' Cemetery. The fund receives \$5 from the issuance of each veteran's license plate, grave opening and closing fees, and private and federal funds for the operation of the Veterans' Cemetery.

**Veterans' Cemetery trust fund** - Section 39-04-10.10 - This fund receives \$5 from the issuance of each veteran's license plate and donations. The interest in the fund is to be deposited in the Veterans' Cemetery maintenance fund for the purpose of providing funding for salaries and maintenance at the cemetery.

### **Deficiency Appropriations**

The executive budget recommendation includes a deficiency appropriation of \$14,556,524 from the general fund to repay Bank of North Dakota loans for the state's share of disaster costs (\$904,203) and law enforcement costs relating to unlawful activity associated with the construction of the Dakota Access Pipeline (\$13,652,321).

### **Significant Audit Findings**

There were no significant audit finds for this agency.

### **Major Related Legislation**

**House Bill No. 1053** - Relates to burn restrictions.

**House Bill No. 1069** - Relates to pay and benefits received by National Guard members.

**House Bill No. 1070** - Relates to the establishment and administration of a hazard mitigation revolving loan fund.

**House Bill No. 1071** - Relates to local and regional emergency management organizations.

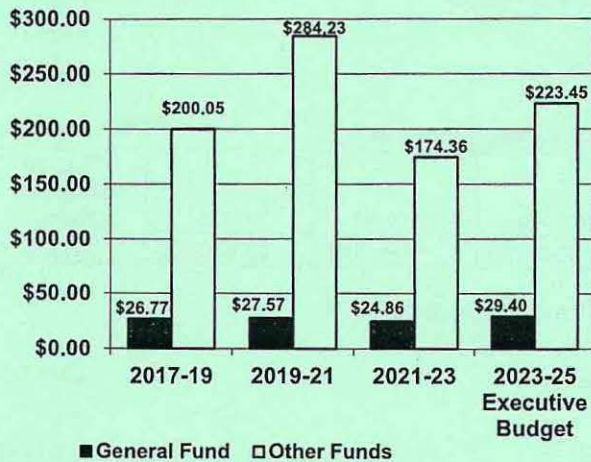
**House Bill No. 1098** - Relates to the enforcement and penalties of communities that fail to adopt or enforce floodplain management ordinances as required under the National Flood Insurance Program.



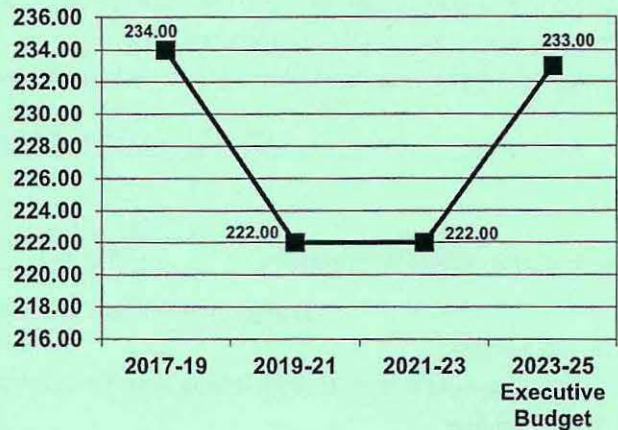
# Historical Appropriations Information

## Agency Appropriations and FTE Positions

Agency Funding (Millions)



FTE Positions



### Ongoing General Fund Appropriations

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
Ongoing general fund appropriations	\$29,096,100	\$25,886,422	\$27,390,197	\$22,882,232	\$28,642,040
Increase (decrease) from previous biennium	N/A	(\$3,209,678)	\$1,503,775	(\$4,507,965)	\$5,759,808
Percentage increase (decrease) from previous biennium	N/A	(11.0%)	5.8%	(16.5%)	25.2%
Cumulative percentage increase (decrease) from 2015-17 biennium	N/A	(11.0%)	(5.9%)	(21.4%)	(1.6%)

### Major Increases (Decreases) in Ongoing General Fund Appropriations

#### 2017-19 Biennium

1. Reduced funding for operating expenses (\$2,307,572)
2. Increased funding for recruitment \$100,000
3. Reduced funding for National Guard armory grants (\$190,961)
4. Removed funding for mortuary response training (\$191,900)
5. Reduced funding for the reintegration program (\$716,075)

#### 2019-21 Biennium

1. Removed 9 FTE positions, including 4 communications specialists, 1 geographic information systems specialist, 1 carpenter, 1 security officer, and 2 veterans benefits specialists (\$1,017,146)
2. Increased funding for National Air Guard and Army Guard contract operating expenses \$475,000
3. Reduced funding for operating expenses, including information technology, travel, utilities, repairs, miscellaneous supplies, and professional services (\$939,727)
4. Increased funding for National Guard tuition assistance, to provide a total of \$4,617,500 \$2,000,000

#### 2021-23 Biennium

1. Transferred maintenance of State Radio towers to the Information Technology Department (\$1,858,240)
2. Removed 2 FTE positions, including a facility services position and reintegration program position (\$476,508)
3. Reduced funding for tuition assistance to provide a total of \$3,042,235 (\$1,739,837)
4. Reduced funding for the National Guard (\$808,320)

#### 2023-25 Biennium (Executive Budget Recommendation)

1. Adds 6 FTE positions for a watch center, of which \$1,233,992 is for salaries and wages and \$234,600 is for ongoing operating expenses \$1,468,592



- 2. Adds 3 FTE positions for the Dickinson Readiness Center, of which \$306,174 is for salaries and wages and \$183,500 is for ongoing operating expenses \$489,674
- 3. Adds 1 FTE for State Radio \$153,274
- 4. Adjusts funding for State Radio FTE cost to continue \$168,286
- 5. Adds funding for maintenance and repairs to provide a total of \$15,154,053 \$1,500,000
- 6. Adds funding for increase in armory rent \$374,776
- 7. Adds funding for increased information technology unification costs \$156,000

**One-Time General Fund Appropriations**

	2015-17	2017-19	2019-21	2021-23	2023-25 Executive Budget
One-time general fund appropriations	\$1,844,672	\$887,823	\$181,000	\$1,980,000	\$760,000

**Major One-Time General Fund Appropriations**

**2017-19 Biennium**

- 1. Repayment of the Bank of North Dakota loans for disaster costs \$887,823

**2019-21 Biennium**

- 1. Information technology upgrades \$181,000

**2021-23 Biennium**

- 1. Camp Grafton expansion \$1,750,000
- 2. Emergency response equipment and supplies \$100,000

**2023-25 Biennium (Executive Budget Recommendation)**

- 1. State Radio console replacement \$300,000
- 2. Dickinson Readiness Center \$300,000
- 3. Retirement packages for retirees \$100,000
- 4. Minot hangar purchase \$60,000

23.0270.01001  
Title.

Prepared by the Legislative Council staff for  
the Senate Appropriations - Education and  
Environment Division Committee  
February 16, 2023

Fiscal No. 1

PROPOSED AMENDMENTS TO SENATE BILL NO. 2016

Page 1, line 2, remove "and"

Page 1, line 2, after "exemption" insert "; to provide a statement of legislative intent; to provide for a transfer; and to declare an emergency"

Page 1, remove lines 12 through 24

Page 2, line 1 and 2 with:

"

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$7,150,489	\$757,309	\$7,907,798
Operating expenses	3,048,313	251,148	3,299,461
Capital assets	224,046	19,500,000	19,724,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	78,030	387,155
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	531,148	9,021,309
Army guard contract	48,203,473	2,971,364	51,174,837
Veterans' cemetery	1,325,998	69,290	1,395,288
Reintegration program	<u>925,524</u>	<u>(14,129)</u>	<u>911,395</u>
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	<u>56,326,564</u>	<u>21,716,184</u>	<u>78,042,748</u>
Total general fund	\$16,603,716	\$3,122,752	\$19,726,468"

Page 2, replace lines 5 through 14 with:

"

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$12,232,240	\$2,662,351	\$14,894,591
Operating expenses	6,502,334	1,313,233	7,815,567
Capital assets	660,000	300,000	960,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	<u>51,485,736</u>	<u>165,448,359</u>	<u>216,934,095</u>
Total all funds	\$85,430,310	\$183,591,943	\$269,022,253
Less estimated income	<u>79,151,794</u>	<u>180,105,176</u>	<u>259,256,970</u>
Total general fund	\$6,278,516	\$3,486,767	\$9,765,283"

Page 2, replace lines 17 through 22 with:

"

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$22,882,232	\$6,609,519	\$29,491,751
Grand total special funds	<u>135,478,358</u>	<u>201,821,360</u>	<u>337,299,718</u>
Grand total all funds	\$158,360,590	\$208,430,879	\$366,791,469
Full-time equivalent positions	222.00	11.00	233.00"

Page 2, line 23, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-NINTH LEGISLATIVE ASSEMBLY"

Page 2, line 24, after "biennium" insert "and the 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act"

Page 2, remove lines 26 through 31

Page 3, replace lines 1 through 9 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	0
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0
Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	0
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton billets	0	5,300,000
Minot airport hangar	0	60,000
State radio consoles	0	300,000
Williston readiness center project	0	2,600,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Disaster grants	0	142,652,500
Total all funds	\$40,857,873	\$164,447,500
Total other funds	38,877,873	163,987,500
Total general fund	\$1,980,000	\$460,000

The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget for the 2025-27 biennium. The adjutant general shall report to the appropriations committees of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2023, and ending June 30, 2025."

Page 3, after line 15, insert:

**"SECTION 4. 2021-23 BIENNIUM APPROPRIATION - TRANSFER - VETERANS' CEMETERY TRUST FUND.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$26,656, which the office of management and budget shall transfer to the veterans' cemetery trust fund for the payment of adjusted compensation to veterans in accordance with provisions of section 12 of chapter 41 of the 2019 Session Laws, during the period beginning with the effective date of this Act, and ending June 30, 2023.

**SECTION 5. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$16,800,000 from the federal state fiscal recovery fund, of which \$5,300,000 is for the construction of billets at Camp Grafton, \$8,900,000 is for the completion of the Dickinson readiness center, and \$2,600,000 is for the design and engineering of the Williston readiness center.

**SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND - ADJUTANT GENERAL.** The estimated income line item in



subdivision 1 of section 1 of this Act includes \$2,700,000 from the strategic investment and improvements fund for statewide interoperable radio network equipment.

**SECTION 7. CYBERSECURITY GRANT PROGRAM.** The adjutant general may spend up to \$628,000 from the general fund in the grants line item in subdivision 2 of section 1 of this Act providing grants to political subdivisions for all or a portion of the required ten percent local match for cybersecurity enforcement.

**SECTION 8. EXEMPTION - MAINTENANCE AND REPAIRS - TRANSFERS.** Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer up to \$500,000 of appropriation authority to the operating expenses and capital assets line items contained in section 1 of this Act, as requested by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2023, and ending June 30, 2025. The adjutant general shall notify the legislative council of any transfers made pursuant to this section."

Page 3, replace lines 16 through 22 with:

**"SECTION 9. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into the biennium beginning July 1, 2023, and ending June 30, 2025:

1. The sum of \$450,000 appropriated from the strategic investment and improvements fund for computer-aided dispatch equipment in section 12 of chapter 16 of the 2021 Session Laws;
2. The sum of \$3,042,235 appropriated from the general fund for tuition assistance, recruiting and retention incentives to eligible current and former members of the North Dakota national guard in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
3. The sum of \$80,000 appropriated from the general fund and \$240,000 of federal funds for the Fraine Barracks automation system in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
4. The sum of \$15,500,000 appropriated from federal funds for the construction of the Dickinson readiness center in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
5. The sum of \$6,000,000 appropriated from federal funds for the line of communication bridge training site in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
6. Any amounts remaining from the National Guard training area and facility development trust fund and the strategic investment and improvements fund for the expansion of Camp Grafton in section 3 and section 14 of chapter 16 of the 2021 Session Laws;
7. Any amounts remaining for the purpose of defraying COVID-19 and other expenses in subdivision 7 of section 1 of chapter 27 and subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws;

8. Any amounts remaining from the federal state fiscal recovery fund for replacing the state active duty software and maintenance in subsection 24 of section 1 of chapter 550 of the 2021 Special Session Session Laws; and
9. Any amounts remaining from the federal state fiscal recovery fund for enhancing housing at Camp Grafton in subsection 31 of section 1 of chapter 550 of the 2021 Special Session Session Laws.

**SECTION 10. CAMP GRAFTON - LEGISLATIVE INTENT.** It is the intent of the sixty-eighth legislative assembly that:

1. The adjutant general contract for the purchase or long-term lease of land for the Camp Grafton expansion, including the purchase of no more than one thousand six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in total.
2. The adjutant general not use eminent domain for the expansion of Camp Grafton.

**SECTION 11. GIFTS, DONATIONS, AND BEQUESTS - NORTH DAKOTA MILITARY MUSEUM.** The adjutant general may accept gifts, grants, and donations, including those from private and federal sources, and deposit the funds in the state treasury for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 12. EMERGENCY.** The sum of \$628,000 in the grants line item of subdivision 2 of section 1 of this Act and sections 4 and 7 of this Act are declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of Senate Action**

	Base Budget	Senate Changes	Senate Version
Adjutant General			
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	56,326,564	21,716,184	78,042,748
General fund	\$16,603,716	\$3,122,752	\$19,726,468
FTE	152.00	4.00	156.00
Department of Emergency Services			
Total all funds	\$85,430,310	\$183,591,943	\$269,022,253
Less estimated income	79,151,794	180,105,176	259,256,970
General fund	\$6,278,516	\$3,486,767	\$9,765,283
FTE	70.00	7.00	77.00
Bill total			
Total all funds	\$158,360,590	\$208,430,879	\$366,791,469
Less estimated income	135,478,358	201,821,360	337,299,718
General fund	\$22,882,232	\$6,609,519	\$29,491,751
FTE	222.00	11.00	233.00

**Senate Bill No. 2016 - Adjutant General - Senate Action**

	Base Budget	Senate Changes	Senate Version
Salaries and wages	\$7,150,489	\$757,309	\$7,907,798
Operating expenses	3,048,313	251,148	3,299,461
Capital assets	224,046	19,500,000	19,724,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	78,030	387,155
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	531,148	9,021,309
Army guard contract	48,203,473	2,971,364	51,174,837
Veterans' cemetery	1,325,998	69,290	1,395,288
Reintegration program	925,524	(14,129)	911,395
Total all funds	\$72,930,280	\$24,838,936	\$97,769,216
Less estimated income	56,326,564	21,716,184	78,042,748
General fund	\$16,603,716	\$3,122,752	\$19,726,468
FTE	152.00	4.00	156.00

**Department 540 - Adjutant General - Detail of Senate Changes**

	Adds Funding for the Cost to Continue Salaries <sup>1</sup>	Adds Funding for Salary and Benefit Increases <sup>2</sup>	Adds FTE Positions for Dickinson Readiness Center <sup>3</sup>	Adds FTE Position for Air National Guard Security Forces <sup>4</sup>	Adds Funding for ITD Increases <sup>5</sup>	Adjusts Funding Between Line Items <sup>6</sup>
Salaries and wages	\$201,801	\$472,422				(\$6,914)
Operating expenses			\$183,500		\$27,457	40,191
Capital assets						
Grants						
Civil air patrol		12,057				1,058
Tuition, recruiting, and retention						
Air guard contract		383,510		\$142,638		
Army guard contract		1,123,941	153,088			9,335
Veterans' cemetery		69,290				
Reintegration program		53,519				(67,648)
Total all funds	\$201,801	\$2,114,739	\$336,588	\$142,638	\$27,457	(\$23,978)
Less estimated income	313,326	1,453,734	161,794	142,638	18,670	(23,978)
General fund	(\$111,525)	\$661,005	\$174,794	\$0	\$8,787	\$0
FTE	0.00	0.00	3.00	1.00	0.00	0.00

	Adds Funding for Armory Rent Increases <sup>7</sup>	Adds Funding for Civil Air Patrol Operating Costs Increase <sup>8</sup>	Adds Funding for ND1000 Recruiting Program <sup>9</sup>	Adds Funding for State Active Duty Training Funds <sup>10</sup>	Adds Funding for Maintenance and Repairs <sup>11</sup>	Adds One-Time Funding for Leave Payouts <sup>12</sup>
Salaries and wages						\$90,000
Operating expenses						
Capital assets						
Grants	\$374,776					
Civil air patrol		\$4,915				
Tuition, recruiting, and retention			\$320,000			
Air guard contract						5,000
Army guard contract				\$40,000	\$1,500,000	145,000
Veterans' cemetery						
Reintegration program						
Total all funds	\$374,776	\$4,915	\$320,000	\$40,000	\$1,500,000	\$240,000
Less estimated income	0	0	0	0	0	150,000
General fund	\$374,776	\$4,915	\$320,000	\$40,000	\$1,500,000	\$90,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00



	Adds One-Time Funding for National Guard Capital Assets <sup>13</sup>	Adds One-Time Funding for Hanger Purchase <sup>14</sup>	Total Senate Changes
Salaries and wages			\$757,309
Operating expenses			251,148
Capital assets	\$19,500,000		19,500,000
Grants			374,776
Civil air patrol		\$60,000	78,030
Tuition, recruiting, and retention			320,000
Air guard contract			531,148
Army guard contract			2,971,364
Veterans' cemetery			69,290
Reintegration program			(14,129)
Total all funds	\$19,500,000	\$60,000	\$24,838,936
Less estimated income	19,500,000	0	21,716,184
General fund	\$0	\$60,000	\$3,122,752
FTE	0.00	0.00	4.00

<sup>1</sup> Funding is added for the cost to continue salary increases.

<sup>2</sup> The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Salary increase	\$444,962	\$901,530	\$1,346,492
Health insurance increase	216,043	552,204	768,247
Total	\$661,005	\$1,453,734	\$2,114,739

<sup>3</sup> Funding of \$336,588, including \$174,794 from the general fund and \$161,794 from other funds, is added for 3 FTE positions (\$153,088) and related operating expenses (\$183,500). Funding for these positions begins in January 2025.

<sup>4</sup> Funding of \$142,638 is added for 1 FTE Air National Guard security forces position from federal funds.

<sup>5</sup> Funding is added for Information Technology Department rate increases.

<sup>6</sup> Funding is adjusted between line items for base budget changes.

<sup>7</sup> Funding is added from the general fund for rent increases at the seven city-owned armories.

<sup>8</sup> Funding is added from the general fund for Civil Air Patrol fuel cost increases (3 percent).

<sup>9</sup> Funding of \$320,000 is added from the general fund for the ND1000 recruiting program.

<sup>10</sup> Funding is added from the general fund for state active duty training related to wildland fire training.

<sup>11</sup> Funding is added from the general fund for necessary repairs and updates to National Guard facilities statewide.

<sup>12</sup> One-time funding is added for accrued leave payouts for retirements.

<sup>13</sup> Funding of \$19.5 million is added for National Guard capital assets. Funding of \$2.7 million is from the strategic investment and improvements fund for statewide interoperable radio network equipment. Funding of \$16.8 million is from the federal State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering for the Williston Readiness Center.

<sup>14</sup> One-time funding is added from the general fund to purchase a hangar at the Minot airport for the Civil Air Patrol.

**Senate Bill No. 2016 - Department of Emergency Services - Senate Action**

	<b>Base Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Salaries and wages	\$12,232,240	\$2,662,351	\$14,894,591
Operating expenses	6,502,334	1,313,233	7,815,567
Capital assets	660,000	300,000	960,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	51,485,736	165,448,359	216,934,095
<b>Total all funds</b>	<b>\$85,430,310</b>	<b>\$183,591,943</b>	<b>\$269,022,253</b>
Less estimated income	79,151,794	180,105,176	259,256,970
General fund	\$6,278,516	\$3,486,767	\$9,765,283
FTE	70.00	7.00	77.00

**Department 542 - Department of Emergency Services - Detail of Senate Changes**

	<b>Adds Funding for the Cost to Continue Salaries<sup>1</sup></b>	<b>Adds Funding for Salary and Benefit Increases<sup>2</sup></b>	<b>Adds Funding for Watch Center<sup>3</sup></b>	<b>Adds FTE Position for State Radio<sup>4</sup></b>	<b>Adjusts Funding for State Radio FTE<sup>5</sup></b>	<b>Adjusts Funding Between Line Items<sup>6</sup></b>
Salaries and wages	\$84,442	\$952,117	\$1,233,992	\$255,456		\$101,344
Operating expenses			234,600			(77,367)
Capital assets						
Grants						
Disaster costs		63,448				
<b>Total all funds</b>	<b>\$84,442</b>	<b>\$1,015,565</b>	<b>\$1,468,592</b>	<b>\$255,456</b>	<b>\$0</b>	<b>\$23,977</b>
Less estimated income	(118,473)	615,865	0	102,182	(168,286)	23,977
General fund	\$202,915	\$399,700	\$1,468,592	\$153,274	\$168,286	\$0
FTE	0.00	0.00	6.00	1.00	0.00	0.00

	<b>Adds Funding for ITD Increases<sup>7</sup></b>	<b>Removes Funding for Federal Equipment<sup>8</sup></b>	<b>Adds Funding for Homeland Security Grants<sup>9</sup></b>	<b>Adds One-Time Funding for Leave Payouts<sup>10</sup></b>	<b>Adds One-Time Funding for STORM Act<sup>11</sup></b>	<b>Adds One-Time Funding for Capital Assets<sup>12</sup></b>
Salaries and wages				\$35,000		
Operating expenses	\$156,000				\$1,000,000	
Capital assets		(\$660,000)				\$960,000
Grants			\$13,240,000			
Disaster costs						
<b>Total all funds</b>	<b>\$156,000</b>	<b>(\$660,000)</b>	<b>\$13,240,000</b>	<b>\$35,000</b>	<b>\$1,000,000</b>	<b>\$960,000</b>
Less estimated income	0	(660,000)	13,240,000	25,000	1,000,000	660,000
General fund	\$156,000	\$0	\$0	\$10,000	\$0	\$300,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	<b>Adds One-Time Funding for Disaster Grants<sup>13</sup></b>	<b>Adds Funding for Cybersecurity Grant Program<sup>14</sup></b>	<b>Adds Funding for Disaster Grants<sup>15</sup></b>	<b>Total Senate Changes</b>
Salaries and wages				\$2,662,351
Operating expenses				1,313,233
Capital assets				300,000
Grants		\$628,000		13,868,000
Disaster costs	\$142,652,500		\$22,732,411	165,448,359
<b>Total all funds</b>	<b>\$142,652,500</b>	<b>\$628,000</b>	<b>\$22,732,411</b>	<b>\$183,591,943</b>
Less estimated income	142,652,500	0	22,732,411	180,105,176
General fund	\$0	\$628,000	\$0	\$3,486,767
FTE	0.00	0.00	0.00	7.00

<sup>1</sup> Funding is added for cost to continue salary increases.



<sup>2</sup> The following funding is added for 2023-25 biennium salary adjustments of 4 percent on July 1, 2023, and 4 percent on July 1, 2024, and increases in health insurance premiums from \$1,429 to \$1,648 per month:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Salary increase	\$275,621	\$413,698	\$689,319
Health insurance increase	<u>124,079</u>	<u>202,167</u>	<u>326,246</u>
Total	\$399,700	\$615,865	\$1,015,565

<sup>3</sup> Funding of \$1,468,592 is added from the general fund for 6 FTE positions (\$1,233,992) and operating costs (\$234,600) for establishment of a State Watch Center.

<sup>4</sup> Funding of \$255,456 is added for 1 FTE operations manager position for State Radio.

<sup>5</sup> Funding is adjusted for 2 FTE State Radio dispatch positions previously funded by local matching funds.

<sup>6</sup> Funding is adjusted between line items for base budget changes.

<sup>7</sup> Funding is added from the general fund for Information Technology Department administrative cost increases.

<sup>8</sup> Ongoing federal funding is removed for disaster response equipment (added as one-time funding in footnote 12 below).

<sup>9</sup> Funding of \$13.24 million is added for increases in federal Emergency Management Performance, Homeland Security, and HazChem grants.

<sup>10</sup> One-time funding is added for accrued leave payouts for retirements.

<sup>11</sup> One-time funding from the state disaster relief fund is added for the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act to provide the 10 percent required match for a loan program utilized through the Federal Emergency Management Agency.

<sup>12</sup> One-time funding from the general fund is added for the replacement of State Radio consoles (\$300,000) and from federal funds for disaster response equipment (\$660,000).

<sup>13</sup> One-time funding of \$142,652,500 is added for disaster costs, of which \$136,947,500 is from federal funds and \$5,705,000 is from the state disaster relief fund. Funding from presidential disaster declarations include the 2022 spring storm (\$47,600,000), COVID-19 hazard mitigation (\$64,500,000), 2022 winter storm (\$2,847,500), and 2022 Building Resilient Infrastructure and Communities (\$22,000,000).

<sup>14</sup> Funding of \$628,000 is added from the general fund for the cybersecurity grant program to provide a local 10 percent match.

<sup>15</sup> Funding is added from federal funds for disaster costs.

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This amendment also:

- Allows 2021-23 biennium unexpended authority for the Fraine Barracks automation system, Dickinson Readiness Center construction, communication bridge training site, COVID-19 response line item, state active-duty software and maintenance, tuition assistance, computer-aided dispatch equipment, Camp Grafton housing enhancements, and the purchase of options to purchase or lease land for the expansion of Camp Grafton into the 2023-25 biennium.
- Adds a section to continue legislative intent for the Adjutant General to purchase options for the purchase or lease of land for the expansion of Camp Grafton.
- Identifies \$16.8 million from the federal State Fiscal Recovery Fund, of which \$5.3 million is for construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of a new Williston Readiness Center.
- Identifies \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment.
- Adds a section to provide a transfer of \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans.
- Adds a section to provide an emergency clause related to \$628,000 for the cybersecurity grant program.

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Executive Budget Recommendation				Senate Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590
<b>2023-25 Ongoing Funding Changes</b>								
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243
Salary increase		965,608	1,755,542	2,721,150		720,583	1,315,228	2,035,811
Health insurance increase		332,474	737,408	1,069,882		340,122	754,371	1,094,493
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456				0
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592				0
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	489,674	476,674	966,348				0
Adds 1 FTE general trades maintenance worker position	1.00	6,032	6,032	12,064				0
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0				0
Adds funding for information technology rate increase		8,787	18,670	27,457				0
Transfers funding between line items			(1)	(1)				0
Adds funding for increase in armory rent		374,776		374,776				0
Adds funding for Civil Air Patrol 3% operating costs increase		4,915		4,915				0
Adds funding for state active duty training funds		40,000		40,000				0
Adds funding for maintenance and repairs		1,500,000		1,500,000				0
Adds funding for increased IT unification costs		156,000		156,000				0
Removes ongoing funding for federal equipment			(660,000)	(660,000)				0
Adds funding for homeland security grants			13,240,000	13,240,000				0
Adjusts funding for disaster grants			22,732,411	22,732,411				0
<b>Total ongoing funding changes</b>	<b>11.00</b>	<b>\$5,759,808</b>	<b>\$38,435,485</b>	<b>\$44,195,293</b>	<b>0.00</b>	<b>\$1,152,095</b>	<b>\$2,264,452</b>	<b>\$3,416,547</b>
<b>One-Time Funding Items</b>								
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000				\$0
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000				0
Adds one-time funding for a Camp Grafton fitness facility project			9,000,000	9,000,000				0
Adds one-time funding for a Camp Grafton training center billets			6,000,000	6,000,000				0
Adds one-time funding for a military museum project			20,000,000	20,000,000				0
Adds one-time funding for Dickinson Readiness Center		300,000	10,000,000	10,300,000				0
Adds one-time funding for a Minot hangar purchase		60,000		60,000				0
Adds one-time funding for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation Act			1,000,000	1,000,000				0

Adds one-time funding for the replacemnt of State Radio consoles  
 Adds one-time funding for disaster response equipment  
 Total one-time funding changes

**Total Changes to Base Level Funding**

**2023-25 Total Funding**

*Federal funds included in other funds*

*Total ongoing changes as a percentage of base level*

*Total changes as a percentage of base level*

	300,000		300,000				0
		660,000	660,000				0
	0.00	\$760,000	\$49,535,000	\$50,295,000	0.00	\$0	\$0
	11.00	\$6,519,808	\$87,970,485	\$94,490,293	0.00	\$1,152,095	\$3,416,547
	233.00	\$29,402,040	\$223,448,843	\$252,850,883	222.00	\$24,034,327	\$161,777,137
			\$163,359,085			\$123,144,488	
	5.0%	25.2%	28.4%	27.9%	0.0%	5.0%	1.7%
	5.0%	28.5%	64.9%	59.7%	0.0%	5.0%	2.2%

**Other Sections in Adjutant General - Budget No. 540**

**Executive Budget Recommendation**

**Senate Version**

Veterans' Cemetery maintenance fund

Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.

Maintenance and repairs

Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.

Exemption - Computer-aided dispatch equipment

Section 5 would provide that any unexpended funds from the strategic investment and improvements fund, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Exemption - Tuition, recruiting, and retention

Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.



**Other Sections in Adjutant General - Budget No. 540**

**Executive Budget Recommendation**

**Senate Version**

Exemption - Fraine Barracks automation system

Section 7 would provide that \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Exemption - Dickinson Readiness Center

Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Exemption - Communication bridge training site

Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Exemption - Camp Grafton expansion

Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and the strategic investment and improvements fund appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Exemption - COVID-19 response line

Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Exemption - American Rescue Plan Act

Sections 14 and 15 would provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Transfer of legacy earnings fund

Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General.

**Other Sections in Adjutant General - Budget No. 540**

**Executive Budget Recommendation**

**Senate Version**

Transfer of strategic investment and improvements fund

Section 17 would transfer \$16 million from the strategic investment and improvements fund, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General.

Camp Grafton expansion

Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.

North Dakota military museum

Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.

Transfer to Veterans' Cemetery trust fund

Section 20 would provide for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.



**THE CHAMBER**  
FARGO MOORHEAD WEST FARGO

**FMWF Chamber Letter of Support – SB 2016**

March 6<sup>th</sup>, 2023

Chairman Monson and members of the House Appropriations - Government Operations Division,

For the record, my name is Katherine Grindberg, and I have the pleasure of serving as Executive Vice President of the Fargo Moorhead West Fargo (FMWF) Chamber of Commerce. The Chamber's mission is to be a catalyst for economic growth and prosperity for businesses, members, and the greater community. On behalf of our over 1,900 members, I respectfully offer testimony in support of SB 2016, as it relates to the construction of a State Military Museum.

The state of North Dakota has a proud tradition of military service, with many of our citizens having served in the armed forces. The construction of a state military museum would not only serve as a tribute to the brave men and women and their sacrifices, but it would also serve as a valuable educational resource for schools and universities, promoting North Dakota's vibrant military history. Additionally, this venue will provide the opportunity to inspire future generations to serve our country.

On behalf of our members, I respectfully ask the 68th North Dakota Legislative Assembly to support the construction of this museum and maintain our state's military excellence by honoring those that have served.

Thank you to the committee for your time and consideration.

Respectfully,

Katherine Grindberg

Executive Vice President  
FMWF Chamber of Commerce  
[kgrindberg@fmwfchamber.com](mailto:kgrindberg@fmwfchamber.com)

**Testimony**  
**SB 2016—Department of Water Resources**  
**House Appropriations Committee—Government Operations Division**  
**Representative Monson, Chairman**  
**March 6, 2023**

Chairman Monson and members of the House Appropriations Government Operations Division, my name is John Paczkowski, and I am the State Engineer for the Department of Water Resources (DWR). I am submitting testimony in support of SB 2016; specifically, the state watch center concept which is part of the Adjutant General's request. A 24/7 center that modernizes our approach to information sharing and flood coordination will benefit countless citizens across the state.

DWR stands to benefit from a 24/7 state emergency watch center in two ways.

1. It will allow us to more proactively coordinate state responses to flooding and other water-related scenarios by centralizing all hazard-related data into one location. As you may know, DWR has a growing number of real-time data acquisition sensors called PRESENS (Pushing REMote SENSors) located throughout the state that gather information such as precipitation, soil moisture, soil temperature, and water-level data. This watch center would incorporate that data into a robust common operating picture, allowing for more proactive approach to flood events.
  
2. Up-to-date situational awareness for flood events in the state makes both DWR and DES better responders, and the watch center facilitates that coordination. This past Spring, the Bourbanis Dam incident is an excellent example of our state's current response to a potential dam breach and flooding event. The Bourbanis Dam response was a success thanks to the utilization of a variety of resources such as National Guard helicopters, DWR's real-time PRESENS data sensors, and National Weather Service data to name a few. The watch center DES is proposing would provide an opportunity to coordinate efforts—such as those deployed last spring—more efficiently.

Thank you for considering my testimony.





## Cass County Information Technology

Box 2806  
211 Ninth Street South  
Fargo, North Dakota 58108

701-241-5750  
[ServiceDesk@casscountynd.gov](mailto:ServiceDesk@casscountynd.gov)  
[www.casscountynd.gov](http://www.casscountynd.gov)

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### TESTIMONY ON SENATE BILL 2016

House Appropriations – Government Operations Division  
March 6<sup>th</sup>, 2023

Chairman Vigesaa and members of the Committee:

My name is Bob Henderson, Director of Information Technology for Cass County. I also serve as the Chair of the North Dakota IIJA Cyber Security Taskforce. I am here **in support of Senate Bill 2016**.

Cyber Security is an ever-growing need for aspects of the State of North Dakota, both public and private. While we have continuously made great strides forward on this, threat actors are making equivalent strides at the same time. Due to this, it is imperative that we maintain and support constant growth to continue protecting the operations and citizens of North Dakota.

Through the IIJA Cyber Security grant, we can support our cities, counties, schools, tribal governments, and state resources with much needed funding to meet these ever-growing needs. Over **2 million dollars** are in the process of being obligated to local jurisdictions throughout the state to solve immediate needs in their cyber security postures. These funds are providing an unprecedented opportunity to solve cyber security concerns facing our state.

This grant was announced **on September 16, 2022** well after the budget process had been completed for many jurisdictions. Due to this, local jurisdictions did not have the opportunity to budget for any potential local matches required by this grant. For many, this match (equaling 10% of the funds delivered) will be an impediment on delivery of services if awarded. Due to this, having the state absorb this expense not only ensures these funds will be delivered where they are most needed, but that every agency can participate equally.

As stated by many, North Dakota is unique in the fact that all of our networks, across our entire state, are connected. What makes one of us more secure, makes all of us more secure. We truly are one team with one goal, protecting North Dakota.

Chairman Vigesaa and members of the Committee, I thank you for your time and attention on this matter, and encourage you to **support** this bill.

Sincerely,

Bob Henderson  
Director of Technology /IIJA Cyber Security Taskforce - Chair  
Cass County  
701.241.5723  
[hendersonb@casscountynd.gov](mailto:hendersonb@casscountynd.gov)

**Attachment #1****OUTLINE FOR AGENCY BUDGET PRESENTATIONS TO THE  
APPROPRIATIONS COMMITTEE**

- 1. Cite the North Dakota Century Code chapter(s) associated with the agency and list its major statutory responsibilities.**
  - a) Title 37 – Military**

Major responsibilities include:

    1. Train and respond to domestic emergencies; natural and man-made disasters and emergencies.
    2. Train and respond to overseas combat and humanitarian missions
    3. Perform counterdrug operations with local law enforcement
  - b) NDCC 37-17.1-02 Purposes**

The purposes of this chapter are to:

    1. Reduce vulnerability of people and communities of this state to damage, injury, and loss of life and property resulting from natural or manmade disasters or emergencies, threats to homeland security, or hostile military or paramilitary action.
    2. Provide a setting conducive to the rapid and orderly start of restoration and rehabilitation of persons and property affected by disasters or emergencies.
    3. Clarify the roles of the governor, state agencies, and local governments in prevention of, in mitigation of, preparation for, response to, and recovery from disasters or emergencies.
    4. Authorize and provide for coordination of emergency management activities by agencies and officers of this state, and similar state-local, interstate, federal-state, and foreign activities in which the state and its political subdivisions may participate.
    5. Provide for a statewide emergency management system embodying all aspects of prevention, mitigation, preparedness, response, and recovery and incorporating the principles of the national incident management system and its incident command system, as well as other applicable federal mandates.
- 2. Explain the purpose of the agency's various divisions/programs – Attach organization chart.**
  - a) Reference written testimony pages 1 – 2.**
  - b) Organization Chart – slide 3**
- 3. Report any financial audit findings included in the most recent audit of your department or institution and action taken to address each finding.**
  - a) There were no audit findings identified in the most recent audit (Agency Audit for the two-year period ending June 30, 2020).**
- 4. Discuss current biennium accomplishments and challenges and next biennium goals and plans.**
  - a) Reference written testimony.**
- 5. Compare the agency's request/recommendation totals, including full-time equivalent (FTE) positions, for the next biennium compared to the current biennium.**
  - a) Reference written testimony pages 4 – 13.**
  - b) FTEs – reference Attachment #3 for comparison of FTE requests in the agency budget as compared to the executive recommendation.**
- 6. Explain the funding included in each program/line item either in total or by division depending on the size of the agency:**
  - a) Amounts included in the base budget and their purpose and use; and Reference written testimony.**

**b) Amounts included in the request/recommendation and justification for the change from the base budget.**

**Discuss changes relating to:**

- 1) **Salaries & Wages;** Reference written testimony pages 4 & 10.
- 2) **Operating expenses;** Reference written testimony pages 4 - 5 & 10 - 12.
- 3) **Capital assets;** Reference written testimony pages 5 & 12.
- 4) **Grants;** Reference written testimony pages 6 and 12.
- 5) **Any special line items;** Reference written testimony pages 6 – 10, 12 - 13.
- 6) **Estimated income – Special funds;** Reference written testimony.
- 7) **Estimated income – Federal funds;** Reference written testimony.
- 8) **General fund; and** Reference written testimony.
- 9) **FTE – 12 additional FTE requests**
  1. (3) Dickinson Readiness Center
  2. (1) Air National Guard Security Forces
  3. (1) Camp Grafton Fitness Facility
  4. (6) Watch Center
  5. (1) Training & Operations Manager

**7. Discuss the purpose and use of any one-time funding items for the current biennium.**

- a) Reference written testimony pages 3 – 4 and slides 10-11.

**8. Identify and justify the need for any one-time funding being requested/recommended.**

- a) Reference written testimony pages 4 – 13 and slides 12 - 46.

**9. Discuss agency collections that are deposited in the general fund or a special fund, and any anticipated changes from 2021 legislative session estimates during the 2021-23 biennium and estimated changes for the 2023-25 biennium.**

- a) Agency collections stayed relatively the same for the 2023-25 biennium in comparison with the 2021-23 biennium with the exception of the Radio Communications Fund. The radio fees will increase effective July 1, 2023 following NDCC 37-17.3-09 mandates. The increased fees will result in an increase in special fund revenues.

**10. Discuss the need for any other sections that are included or are requested/recommended to be included in the agency appropriation bill.**

- a) Reference written testimony pages 13 – 15 and slides 47 – 52.
- b) Sections 3 – 21 of the Executive Recommendation

**11. Discuss any other bills being considered by the Legislative Assembly and their potential budgetary impact on the agency.**

- a) HB 1069 – This bill consolidates existing sections within chapter 37 pertaining to servicemembers' pay and benefits, along with a few additions. This bill allows for each officer and enlisted member of the national guard to receive pay at the highest rate provided. This would pay all members at the maximum pay for their rank, eliminating time in service calculations. This bill allows for equivalent incentive pay that an officer or enlisted member of the same rank would be eligible to receive if performing duties in a federal status, and it also allows for commissioned officers and enlisted members to receive pay for a necessary rest and recovery day while on state active duty. The estimated fiscal impact of this bill is projected at \$79,105, however when State Active Duty missions occur, the costs are either billed to

FEMA for a 75% reimbursement, or 100% of the costs would be billed to the local county/city whom requested the assistance. This bill has passed through the House and referred to the Senate.

- b) HB 1070 – Establishment of a hazard mitigation revolving loan fund. Communities will use the loan funding to carry out new projects to mitigate against any potential future event deemed as catastrophic. The fund would be administered by the department of emergency services in accordance with the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act. The STORM Act requires the state to provide a 10% match that must be deposited into an interest-bearing account before the federal emergency management agency (FEMA) will provide their 90% cost share each time funding is requested. The state’s 10% contribution will always be based on the value of projects submitted by interested applicants each calendar year so the amount will fluctuate. The executive budget includes \$1,000,000 in the Operating budget line of one-time appropriation from the Disaster Relief Fund for the required 10% state match. This bill has been has passed through the House and referred to the Senate.
- c) HB 1071 – The addition of paragraph 7 within Section 1 of HB 1071 would allow counties unable to hire a local county emergency manager the ability to work with the agency to provide those services through the department's regional management program. The cost to the locals is not to exceed fifty percent of the regional coordinator's salary and benefits. There will be no additional expenditures to the state, and for the locals the program is optional. This bill has passed through the House and Senate.
- d) SB 2094 – This bill is related to the expansion of the national guard tuition grants to include out-of-state postsecondary education institutions. This program is supported with 100% general funds and the expenditures are projected to be \$3,306,000 for a full biennium. Projected carryover authority of \$1,700,000 has been requested in Section 6 of the executive budget, therefore for the 2023-25 biennium additional funds of \$1,606,000 would be necessary. This bill has passed through the Senate and referred to the House.
- e) SB 2095 – Amendment to Section 37-07.3-03 of the NDCC to extend the use of the fund to June 30, 2029. This bill does not have a direct budgetary impact, however we have requested carryover authority in the executive recommendation. This bill has passed through the Senate and House.
- f) SB 2117 – Repeals NDCC 37-17.3-11 which exempts the statewide seamless base map record from section 44-04-18 and authorizes the State Radio Division director at the NDDDES to charge a fee for the record. The base map is no longer created by NDDDES and the fee was not charged in previous biennium. There is no fiscal impact. This bill has passed through the Senate and House.
- g) SB 2183 – A bill to provide an appropriation to the adjutant general for emergency snow removal grants. During the State of the State address, the Governor discussed a potential bill sponsored by Senator Wanzek and Representative Brandenburg which would appropriate \$20 million to state, local and tribal governments for excessive snow removal costs. NDDDES would administer the grant program through existing grant management team members. This bill has passed through the Senate and referred to the House.

**12. Provide a one-page itemized listing of the changes your agency is requesting the committee to make to the executive recommendation.**

- a) Reference Attachment #2.

**13. Provide a comparison of your agency’s major requests to those recommended in the executive budget.**

- a) Reference Attachment #3

**14. Identify the purpose and amount of federal state fiscal recovery funding appropriated to your agency during the November 2021 special legislative session, the amount of funds spent to date, the timeline for obligating and spending the remaining funds, and any amounts that will not be obligated by December 2024.**

- a) The agency received \$2,000,000 of ARPA funding to supplement federal funds for the purpose of enhancing housing at Camp Grafton, and \$450,000 for the purpose of replacing the state active duty software and on-going maintenance costs.
- b) The amount of funds spent through December 2022 are as follows:
  - 1) Camp Grafton Housing - \$962,053.85
  - 2) State Active Duty Software - \$187,051.45
- c) The timeline for spending the remaining funds is dependent on the project. The funds received for the Camp Grafton housing project are projected to be spent in the 2021-23 biennium, however carryover authority was requested in Section 15 of the executive budget due to the nature of the construction project and if supplies/materials are delayed. The State Active Duty software project has been completed, however the funding received was also to cover software maintenance through December 2026 so carryover authority was requested in Section 14 of the executive recommendation.
- d) All funds will be obligated by December 2024.

**15. Identify the amount of federal funding available to your agency for the 2023-25 biennium, the purpose of the funding, federal deadlines for spending the funds, and your agency's plan for spending the funds.**

- a) \$300,449,223 – The amount of federal funding available to our agency for the 2023-25 biennium.
- b) The federal funds are used to support the Air and Army Guard facilities, missions and employees; dispersed to counties, cities, tribal governments, emergency management entities, and first responder organizations; support disaster recovery efforts resulting from presidentially declared disasters; improve state, county, and tribal mitigation and preparedness planning, law enforcement planning, intelligence analysis activities, interoperable communications and support regional response capabilities.
- c) For the Army and Air Guard federal funds, the majority must be disbursed within four years post appropriation's fiscal year. The only exception is Military Construction where the funding must be obligated within four years post appropriation's fiscal year and disbursed within ten years post appropriation's fiscal year. For the federal awards that fall under the Department of Emergency Services, the various awards have expiration dates ranging from April 2023 through September 2028. There are just under 40 different federal awards, and depending on the award the deadlines vary.
- d) The plan for spending the funds is that described in b) above.

**16. Provide additional information as necessary.**

**Attachment #2****12. Provide a one-page itemized listing of the changes your agency is requesting the committee to make to the executive recommendation.****Cybersecurity Grant – Local 10% Match**

- \$628,000 General Funds with Emergency Clause
- Increase to Grants budget line under the Department of Emergency Services
- Reference slide 17

**Disaster Costs – Additional Funding**

- \$142,652,500 Total Funds
  - \$136,947,500 Federal Funds
  - \$5,705,000 Special Funds (DRF)
- Increase to the Disaster Costs budget line under the Department of Emergency Services
- Reference slide 18

**(1) FTE – Air National Guard**

- \$142,638 Federal Funds
- Increase to the Air Guard Contracts budget line under the National Guard
- Reference slide 38

**Camp Grafton Lodging - \$5,300,000**

- Reduce SIF funds by \$700,000
- Decrease to Capital Assets budget line under the National Guard
- Reference slide 27

**Dickinson Readiness Center - \$8,600,000**

- Reduce SIF funds by \$1,400,000
- Decrease to Capital Assets budget line under the National Guard
- Reference slide 30

**ND1000 Program**

- \$320,000 General Funds
- Increase to the Tuition, Recruiting, and Retention budget line under the National Guard
- Reference slide 46

**Office of the Adjutant General  
Decision Package Comparison from Agency Budget to Executive Recommendation  
2023-2025 Biennium**

**Attachment #3**

Decision Packages	Agency Budget				Executive Recommendation				Difference			
	FTE	General Fund	Other Funds	Total	FTE	General Fund	Other Funds	Total	FTE	General Fund	Other Funds	Total
<b>National Guard Division</b>												
Dickinson Readiness Center	3				3				0			
Operating Costs/Start Up Equipment		\$ 789,674	\$ 476,674	\$ 1,266,348		\$ 789,674	\$ 476,674	\$ 1,266,348		\$ -	\$ -	\$ -
Additional Funding for Base Construction		-	-	-		-	10,000,000	10,000,000		-	10,000,000	10,000,000
		789,674	476,674	1,266,348		789,674	10,476,674	11,266,348		-	10,000,000	10,000,000
Williston Armory		26,000,000	-	26,000,000		-	-	-		(26,000,000)	-	(26,000,000)
State Active Duty Training Funds		40,000	-	40,000		40,000	-	40,000		-	-	-
SIRN Radios		2,700,000	-	2,700,000		-	2,700,000	2,700,000		(2,700,000)	2,700,000	-
ANG Security Forces FTE	1	-	142,638	142,638	0	-	-	-	-1	-	(142,638)	(142,638)
Camp Grafton Fitness Facility	1	9,006,032	6,032	9,012,064	1	6,032	9,006,032	9,012,064	0	(9,000,000)	9,000,000	-
City Owned Armory Rent Increase		374,776	-	374,776		374,776	-	374,776		-	-	-
Maintenance & Repair		1,500,000	-	1,500,000		1,500,000	-	1,500,000		-	-	-
Camp Grafton Lodging		6,000,000	-	6,000,000		-	6,000,000	6,000,000		(6,000,000)	6,000,000	-
Military Museum		20,000,000	-	20,000,000		-	20,000,000	20,000,000		(20,000,000)	20,000,000	-
Civil Air Patrol - Hangar Purchase		60,000	-	60,000		60,000	-	60,000		-	-	-
Civil Air Patrol Operating Cost Increase - 3%		4,915	-	4,915		4,915	-	4,915		-	-	-
Retirement Payouts		90,000	150,000	240,000		90,000	150,000	240,000		-	-	-
<b>National Guard Subtotal</b>	<b>5</b>	<b>66,565,397</b>	<b>775,344</b>	<b>67,340,741</b>	<b>4</b>	<b>2,865,397</b>	<b>48,332,706</b>	<b>51,198,103</b>	<b>-1</b>	<b>(63,700,000)</b>	<b>47,557,362</b>	<b>(16,142,638)</b>
<b>Emergency Services Division</b>												
Watch Center	10				6				-4			
Salaries		2,052,512		2,052,512		1,233,992		1,233,992		(818,520)	-	(818,520)
Operating		264,600		264,600		234,600		234,600		(30,000)	-	(30,000)
		2,317,112	-	2,317,112		1,468,592	-	1,468,592		(848,520)	-	(848,520)
Federal Equipment		-	660,000	660,000		-	660,000	660,000		-	-	-
NDIT Unification		156,000	-	156,000		156,000	-	156,000		-	-	-
Federal/Disaster Grants Additional Authority		-	38,472,411	38,472,411		-	38,472,411	38,472,411		-	-	-
STORM Act		-	-	-		-	1,000,000	1,000,000		-	1,000,000	1,000,000
FTE Cost to Continue		168,286	(168,286)	-		168,286	(168,286)	-		-	-	-
Training & Operations Manager	1	153,274	102,182	255,456	1	153,274	102,182	255,456	0	-	-	-
Consoles		300,000	-	300,000		300,000	-	300,000		-	-	-
Retirement Payouts		10,000	25,000	35,000		10,000	25,000	35,000		-	-	-
<b>Emergency Services Subtotal</b>	<b>11</b>	<b>3,104,672</b>	<b>39,091,307</b>	<b>42,195,979</b>	<b>7</b>	<b>2,256,152</b>	<b>40,091,307</b>	<b>42,347,459</b>	<b>-4</b>	<b>(848,520)</b>	<b>1,000,000</b>	<b>151,480</b>
<b>Office of the Adjutant General Totals</b>	<b>16</b>	<b>\$ 69,670,069</b>	<b>\$ 39,866,651</b>	<b>\$ 109,536,720</b>	<b>11</b>	<b>\$ 5,121,549</b>	<b>\$ 88,424,013</b>	<b>\$ 93,545,562</b>	<b>-5</b>	<b>\$ (64,548,520)</b>	<b>\$ 48,557,362</b>	<b>\$ (15,991,158)</b>

\* The two items asterisked were requested by the agency after the agency budget was submitted. Both requests were included in the Executive Recommendation.



# Office of the Adjutant General

## House Appropriations – Government Operations Division Budget Presentation

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6MAR23

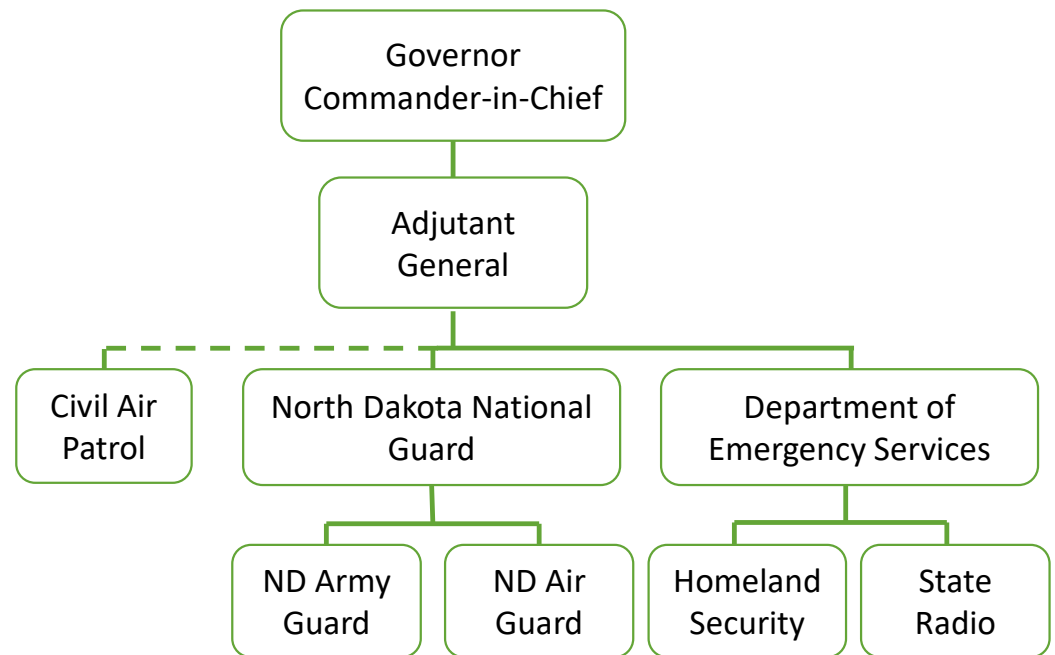
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# Agenda

- Agency Overview
- 2021-23 One-Time Funding Update
- 2023-25 Key Initiatives
  - DES (State Radio and HLS)
  - CAP
  - NDNG
- 2023-25 Budget Priority Summary
- Carry Over Clauses
- Exemptions & Transfers

# Office of the Adjutant General (OTAG)

- **State FTEs: 222**
  - NDNG: 151
  - DES-HLS: 38
  - DES-SR: 32
  - CAP: 1
- **NDNG Federal FTEs 1,066**
- **State Reserve Forces: 4,280**
  - NDNG: 4,000
  - CAP: 280



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# Agency Missions

- **State Radio:** Provide around the clock 911 emergency dispatch services that deploy federal, state, and local first responders to protect lives and property.
- **Homeland Security:** Protect the homeland against all threats and coordinate a whole of government/society response in times of disaster or emergency.
- **National Guard:** Provide ready units, individuals and equipment to support our communities, state and nation.

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# Return on \$26M Investment

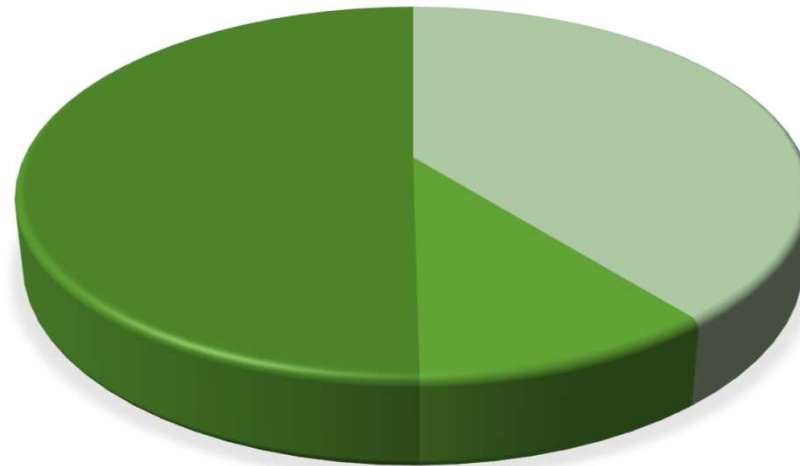
Source	Value to North Dakota
DES Asst. to State/Local	\$55,500,000
NDNG COVID Support	\$31,057,232
NDNG Economic Impact	\$635,194,650
Bourbanis Dam	Town of Cavalier
DES Plans & Exercises	Preparedness
911 Emergency Dispatch	Priceless

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# State Radio 2021-23 Budget

Special, \$5,258,524

General, \$4,109,075



Federal, \$1,104,487

Fund Type	Amount	% of Budget
General	\$4,109,075	39%
Federal	\$1,104,487	11%
Special	\$5,258,524	50%
<b>Total</b>	<b>\$10,472,086</b>	<b>100%</b>

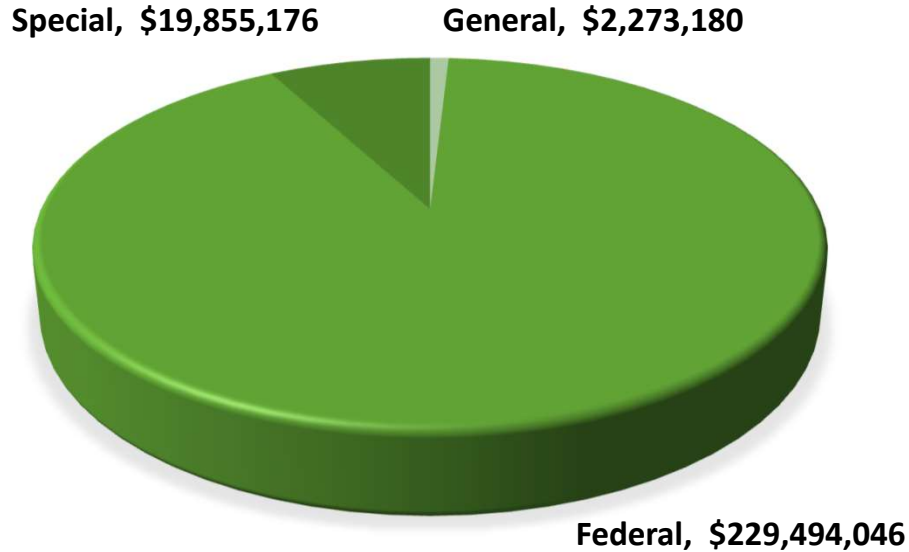
Data as of Dec 2022

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Adjutant General

# Homeland Security 2021-23 Budget



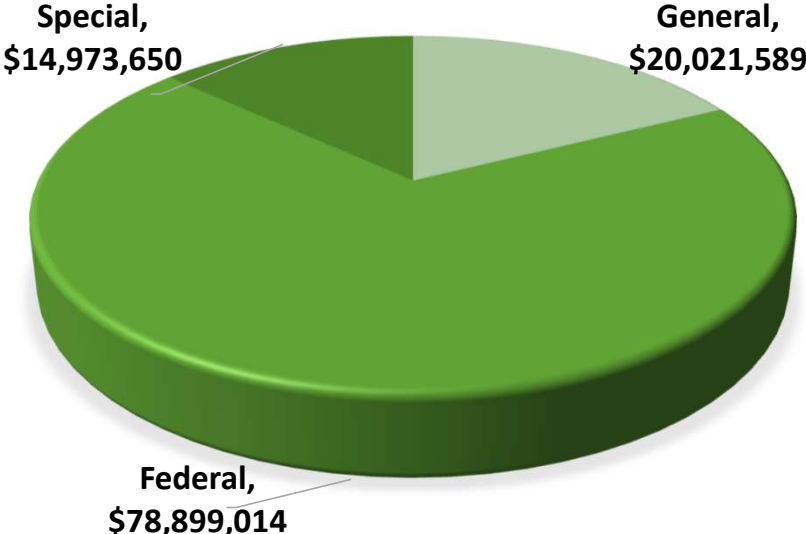
Fund Type	Amount	% of Budget
General	\$2,273,180	1%
Federal	\$229,494,046	91%
Special	\$19,855,176	8%
<b>Total</b>	<b>\$251,622,402</b>	<b>100%</b>

Data as of Dec 2022

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# National Guard 2021-23 Budget



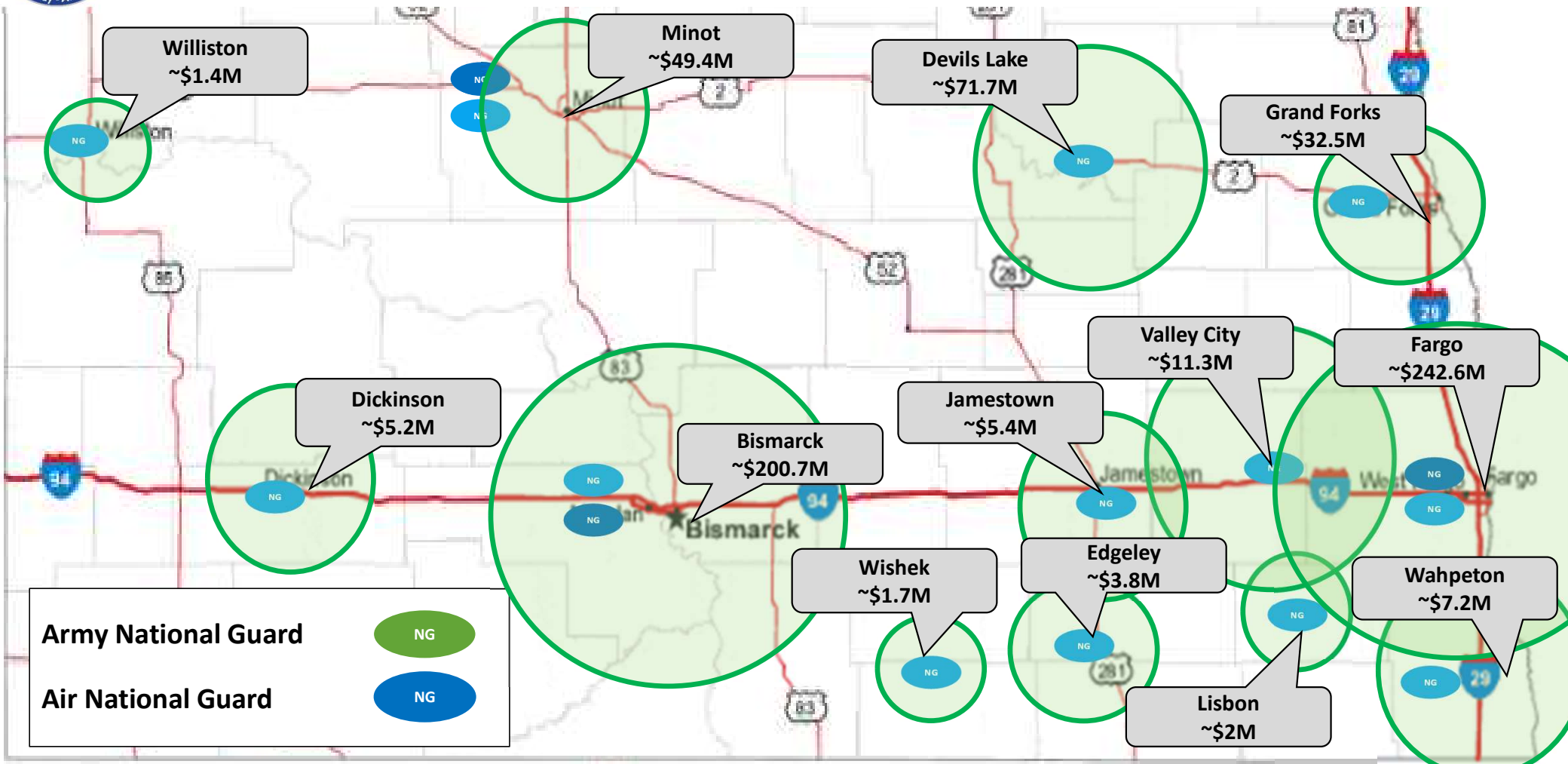
Title	Amount	%
General	\$20,021,589	18%
Federal	\$78,899,014	69%
Special	\$14,973,650	13%
Total	\$113,894,253	100%

Data as of Dec 2022

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# \$635M Economic Impact 2021-22



# 2021-23 One-Time Funding

Description	Appropriation	Execution Status
Fraine Barracks Automation System	\$320,000	\$147,350 spent to date. Project is projected to be complete by May 2022, but concerned for supply chain.
Emergency Response Equipment	\$100,000	Fully expended by March 2023.
Fargo Readiness Center Equipment	\$100,000	Fully expended by Dec 2021.
Deferred Maintenance	\$1,000,000	\$519,950 spent to date. On track to spend remaining amount as projects progress.
Dickinson Readiness Center	\$15,500,000	\$0 spent to date, requesting carryover as project is not scheduled to be complete this biennium.
Line of Communication Bridge Training Site	\$6,000,000	\$50,942 spent to date, requesting carryover as project is not scheduled to be complete this biennium.

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# Facility Maintenance Funds - \$1M

Description	Federal	State	Total
Residence Improvements	\$ 0	\$ 59,672	\$ 59,672
Home Demo	0	6,188	6,188
Brick/Joint & Sealant Repairs, RJB	258,223	258,223	516,446
Brick/Joint & Sealant Repairs, GF	33,047	11,016	44,063
HVAC System Repairs, RJB	90,431	83,850	174,281
Roof Replacement, Minot AFRC	21,885	5,050	26,935
Sewer System Repairs, FB	445,601	363,761	809,362
Steam Line Replacement, CG	<u>1,472,581</u>	<u>232,425</u>	<u>1,705,006</u>
Total Project Costs	<u>\$2,321,768</u>	<u>\$1,020,185</u>	<u>\$3,341,953</u>

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# Emergency Services State Radio

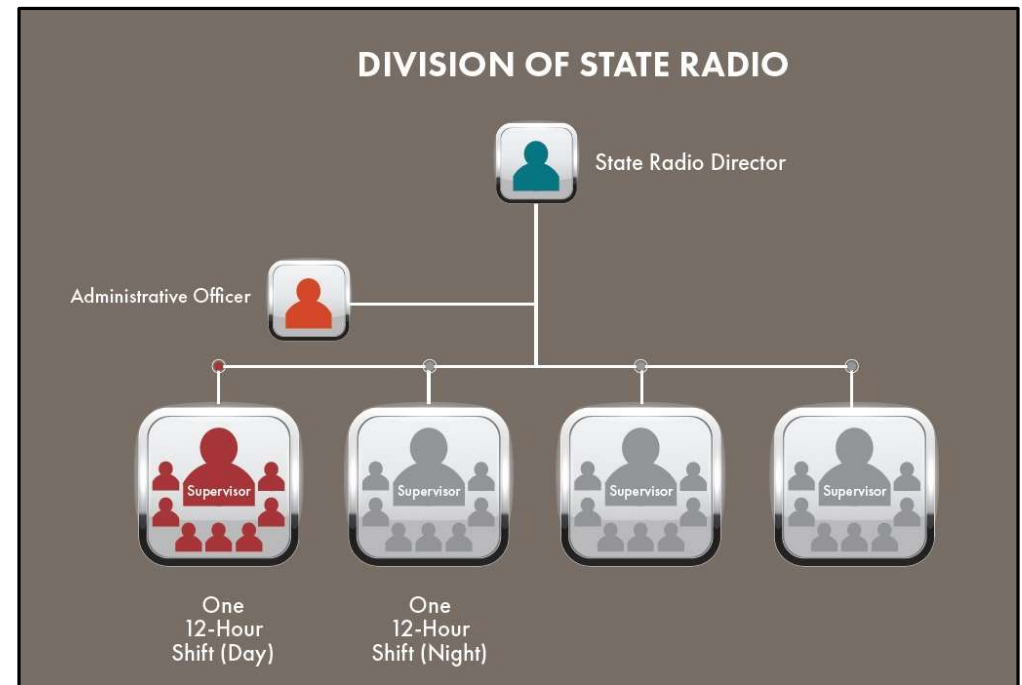
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# State Radio

## 1 FTE – Operations Manager

- \$153,274 ongoing General Funds
- Cost split with locals (Special Funds)
- Currently role split by supervisors
- Standardizes training across shifts
- Maximizes dispatcher time on console
- Ensures best practice implementation
- Facilitates tactical inter-agency synchronization



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# State Radio

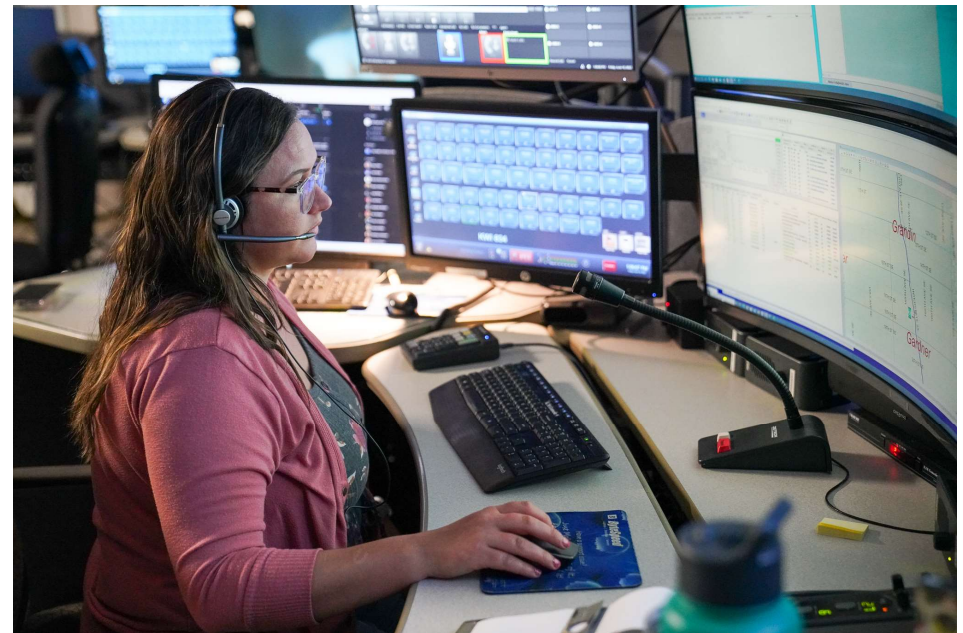
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## Funding – 2 dispatch FTE

- \$168,286 ongoing General Funds
- Acquired in 2021-23 biennium (from NG)
- Costs split with locals (Special Funds)

## Dispatch Consoles

- \$300,000 one-time General Funds
- Purchased new 15 years ago
  - Others purchased used 7 years ago
- Not supported by manufacturer
- Purchased last remaining parts on eBay



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# Emergency Services Homeland Security

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# Funding Authority

Title	Description	Amount
Capital Assets	EMPG & Homeland Security Grants	\$660,000
Grants	EMPG, HLS, & HazChem Funds	\$13,240,000
Disaster Costs	Federal Spending	\$23,245,722
Disaster Costs	State Spending	\$1,986,689
Additional Grant Funding	Cybersecurity Grant – 10% local match (General Funds)	\$628,000
Additional Disaster Costs	Spring Storm, COVID, Winter Storms, BRIC 2022	\$142,652,500

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# Cybersecurity Grant – 10% Local Match

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- \$628,000 General Fund Dollars & Emergency Clause
- 90% Federal funds are included in the Executive Recommendation
- Requesting general funds to provide 10% match on local share for first four years of grant period
  - Grant Year 2022 – 10% State Match / 0% Local Match
  - Grant Year 2023 – 10% State Match / 10% Local Match
  - Grant Year 2024 – 10% State Match / 20% Local Match
  - Grant Year 2025 – 10% State Match / 30% Local Match

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# Disaster Costs – Additional Funding

Title	Federal	Special (DRF)	Total
DR 4660 – Spring Storm 2022	\$47,600,000	\$4,850,000	\$52,450,000
DR 4509 – COVID – Hazard Mitigation	64,500,000	500,000	65,000,000
New Disaster – Winter Storm 2022	2,847,500	355,000	3,202,500
BRIC 2022 – Building Resilient Infrastructure & Communities	<u>22,000,000</u>	<u>0</u>	<u>22,000,000</u>
Additional Disaster Costs	<u>\$136,947,500</u>	<u>\$5,705,000</u>	<u>\$142,652,500</u>

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# DES Decision Packages

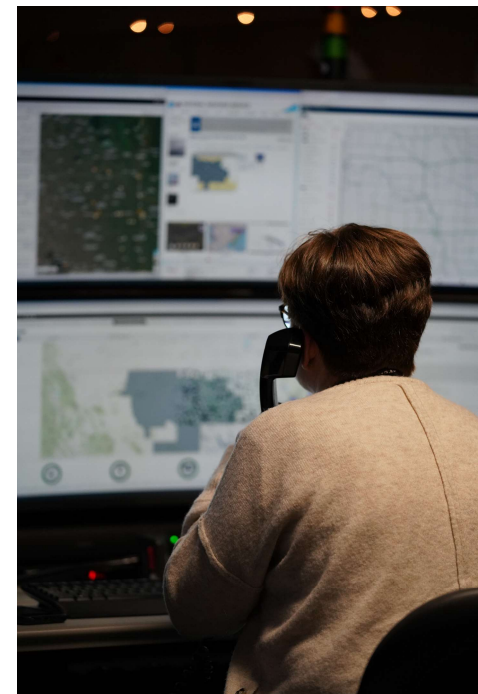
Title	Fund Type	Description	Amount
One-Time	Disaster Relief Fund	STORM Act (State Match) HB 1070	\$1,000,000
On-Going	State (General)	NDIT Admin Costs	\$156,000

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# Watch Center - 24/7/365 Readiness

- 6 FTE's - \$1.2M
  - Minimum to staff 24/7/365 with 8-hour shifts
- \$234,600 for operating costs
- Returns 3 FTE equivalents back into the DES workforce

**In an emergency faster response and better coordination will save time, which in turn saves lives and in the long run costs of disaster response and recovery**



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Adjutant General

# Watch Center Process

- Single point of after-hours public safety monitoring and initial response coordination
- Benefits for other agencies
  - Proactive threat scanning
  - Provides initial assessment and screening
  - Timely reporting and analysis on ongoing incidents
- Enables new capabilities such as dual notification for school threats



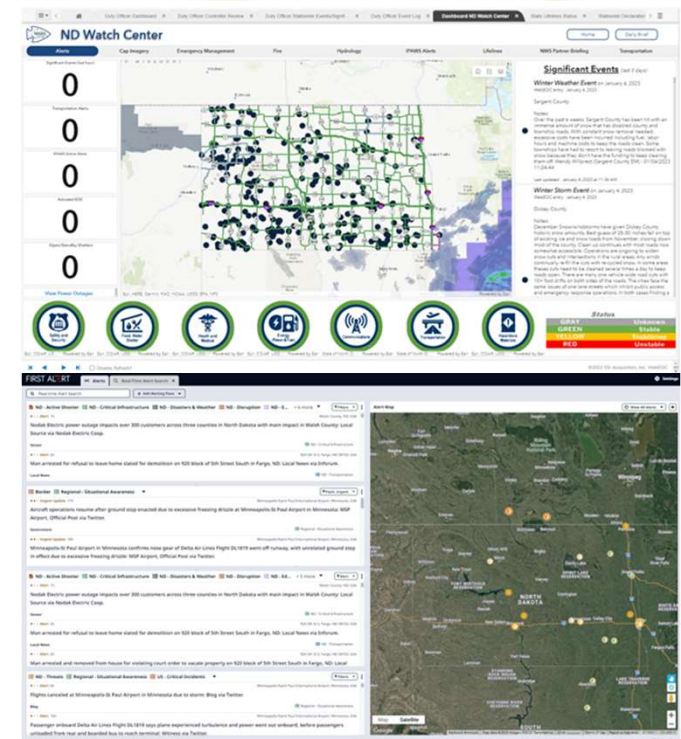
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# Watch Center Technology

- New All Hazards GIS Dashboard
  - Consolidated public safety information
  - Improved citizen experience
- Starting point for implementing internet of things sensors
  - Soil moisture, weather data, river/lake elevation, in-road sensors, hospital bed availability, power outages, network outages, etc
  - With consolidated data we can implement machine learning and artificial intelligence to better identify threats, model impacts, and target early mitigation actions
- Real-time threat monitoring of internet and dark web using artificial intelligence and machine learning
  - 24/7 in hundreds of languages



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# Civil Air Patrol

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# Civil Air Patrol

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- Hangar Purchase - \$60,000
  - Emergency Clause – SB 2016 Section 2, Minot airport hangar
- 3% Budget Increase - \$4,915



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# Civil Air Patrol Info and Cadet Program

- 1 of 3 Congressionally-chartered missions
- Fully integrated into all CAP missions
- 85 cadets in ND Wing
- Program Content:
  - **LEADERSHIP** skills for a diverse, democratic society
  - **AEROSPACE** career explorations
  - **FITNESS** and the lifelong habit of regular exercise
  - **CHARACTER** for making good choices

## OUTCOMES

### CADETS

- 97% "CAP has been a turning point in my life."
- 96% "I've started to think more about my future because of CAP."
- 87% "I do things at CAP I can't do anywhere else."
- 82% "I earn As & Bs at school"
- 81% "I am interested in a military career."
- 76% "I am interested in an aviation career."
- 65% "I am interested in a STEM career."

### PARENTS

- 95% "My cadet has become better at taking feedback."
- 92% "I've seen improvements in my cadet's overall attitude."
- 78% "My cadet's performance at school has improved."

LEARN MORE  
[GoCivilAirPatrol.com](http://GoCivilAirPatrol.com)



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# National Guard

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# Camp Grafton Lodging – \$5,300,000

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- Lodging requirements increased by 41% over last 10 years
- Validated 80 bed shortfall for military training requirements
- Governor's Recommendation – SIIF
- **Senate Appropriations Recommends - ARPA**



# Camp Grafton Training Facility – \$9,000,000



- 2,000 Military students from around the United States every year
- 500 (growing to 900) federal law enforcement students every year
- 200 Full-Time Workforce
- Governor's Recommendation - Legacy Funds
- **Senate Appropriations - Removed**



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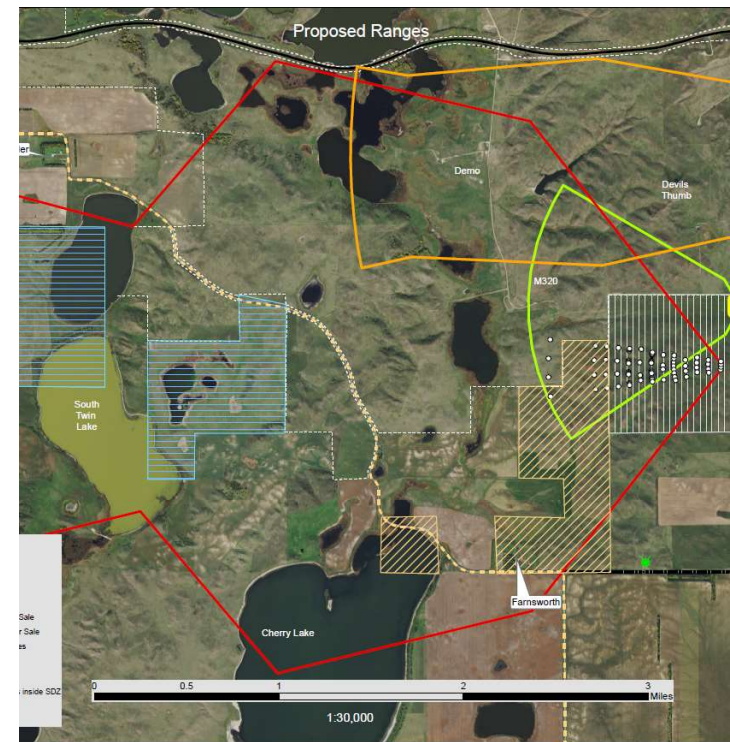
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# Range Expansion Carry Over— \$2,300,000

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- \$48,900 spent on appraisals
- Actively engaged with landowners
- Engaged with Eddy County Commission
- Reduced travel time protects valuable training time
- Keep federal dollars in North Dakota
- Priorities –
  - Individual weapons qualification
  - Multi-purpose machine gun range



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# Dickinson Readiness Center - \$8.6 State Match

- Increase authority \$25.5M to \$24.1M
- **Emergency Clause (SB 2016 Section 5)**
- Governor's Recommendation – SIIF
- **Senate Appropriations – ARPA**
- Start-up Cost:
  - \$300,000 for equipment
  - \$183,500 Operating Cost (\$98,250 General Funds)
  - \$153,088 for 3 FTEs (\$76,544 General Funds)



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# Williston Readiness Center

- **Not in the Governor's Recommendation**
- Senate Appropriations added \$2,600,000 for design and architecture - ARPA
- A newly constructed facility would replace the current building rented from the city



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# State Tuition Assistance Expansion - SB 2094

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- Competing for recruits with surrounding states with better benefits
- Tuition Assistance for out-of-state and on-line NDNG members (SB 2094)



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# State Active Duty Pay and Training

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- State Active-Duty pay equity with surrounding States (HB 1069)
- \$40,000 request to fund Wildland Fire Training (General)



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# Emergency Response Radios

- \$2,700,000
  - Governor's Recommendation – ARPA
  - **Senate Appropriations - SIIF**
- Ensure communication with civilian agencies during emergency response
- Upgrade required to operate on the Statewide Interoperability Network (SIRN)



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# Rental Facility Rate Increase

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- \$374,776 increase (General)
- 7 city owned armories (Williston, Jamestown, Wishek, Edgeley, Lisbon, Valley City, Dickinson)
- Calculate increase based on square footage used by the NG at \$2/sq ft



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# Facility Maintenance Funds

- \$1,500,000 (General)
- 330 facilities state-wide
- \$900,000,000 estimated replacement value
- Extend life expectancy through necessary repairs and updates



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# Facility Maintenance Funds - \$1.5M

Description	Federal	State	Total
Roof Replacement, Minot AFRC	\$2,021,701	\$566,546	\$2,588,247
Brick/Joint & Sealant Repairs, GFK	721,000	206,217	927,217
Parking Lot Repairs, Fargo AFRC	288,039	288,039	576,078
Air Handler Replacement, CG	333,300	372,185	705,485
BAS Upgrades & HVAC Re-Balance, RJB	<u>301,537</u>	<u>301,537</u>	<u>603,074</u>
Total	<u>\$3,665,577</u>	<u>\$1,734,524</u>	<u>\$5,400,101</u>

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# Air National Guard Security Forces FTE

- 
- Addition to Governor's Recommendation
  - \$142,638 (Federally Funded)



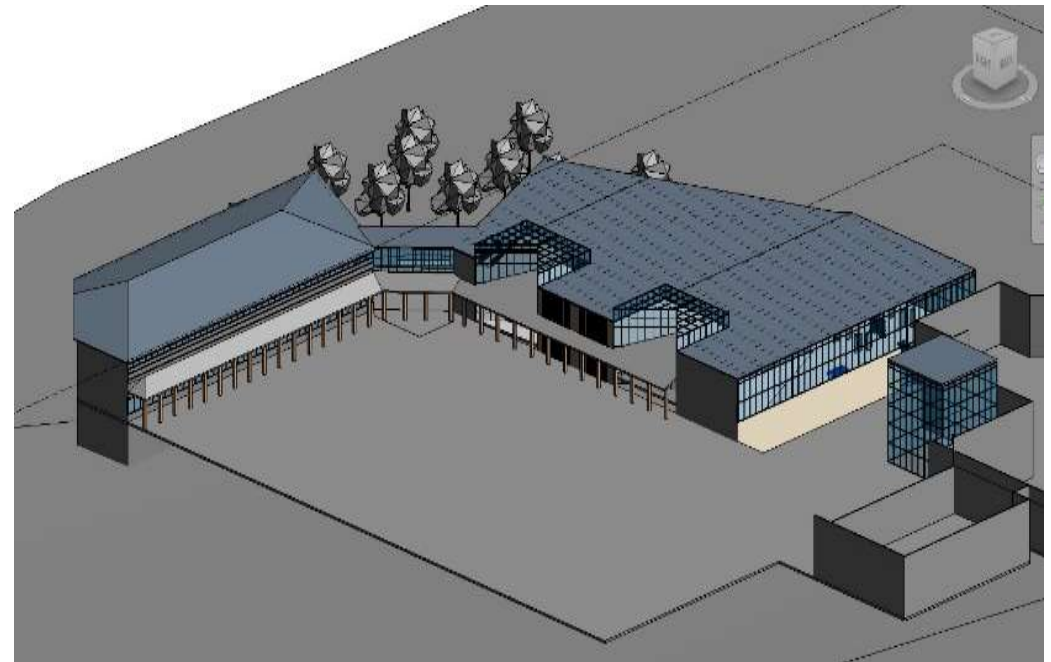
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# Military Museum - Honor, Educate, Inspire

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- Governor's Recommendation
  - Increase Authority - \$40,000,000
  - State Cost Share - \$20,000,000
  - Legacy Funds
- **Senate Appropriations – Authority for National Guard to accept donations**



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# Military Museum

## - Honor

- 1<sup>st</sup> North Dakota Volunteers – 9 Medals of Honor at Battle of Burning Bridge
- 164<sup>th</sup> Infantry Reg – 1<sup>st</sup> Army unit to engage enemy in WWII
- Master Sgt Woodrow Wilson Keeble



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# Military Museum – Educate

- Native American Military Service
- Lewis and Clark
- 1<sup>st</sup> North Dakota Volunteer's Colors became our State Flag
- Air Bases
- GWOT



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# Military Museum - Inspire



- Less than 1% Serve; becoming a family business
  - 80% Have Close relative who served
  - 30% had a parent who served
- 10 per 10,000 recruitable age enlist – lowest in US
- Need to inspire the next generation to serve to sustain the all-volunteer force



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# 2023-25 OTAG Budget Priorities

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# Total Rewards

- Cost of turn-over: \$1,100,000/biennium; equals 8 experienced 911 dispatchers

State Radio	Turnover Rate 33%	Percent Behind Nearest Competitor 16%	Dispatchers <3 Years of Experience 48%
Homeland Security	Retirement Eligible 28%	Employees Below Market Policy Point 80%	Average Years of Service 14
National Guard	Retirement Eligible 26%	Employees Below Market Policy Point 72%	Average Years of Service 12

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# 2023-25 Budget Priorities

Adjutant General	Amount
1. Retirement Pay-Outs	\$275,000 (General & Federal)
Emergency Services	Amount
1. State Radio Console Upgrade	\$300,000 (General)
2. Watch Center (Ops&Maint/6 FTEs)	\$1,468,592 (General)
3. STORM Act	\$1,000,000 (DRF)
4. NDIT Cost Increase	\$156,000 (General)
5. Training & Ops Manager	\$255,456 (General & Special)
6. State Radio Cost to Continue (2 FTEs)	\$168,286 (General)
7. Federal Equipment (DES Federal Authority)	\$660,000 (Federal)
8. Federal Authority Increase – Disaster & Grant Spending	\$181,124,911 (Federal & Special)
9. Cybersecurity Local Match	\$628,000 (General)

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# 2023-25 Budget Priorities

National Guard	Amount
1. Dickinson Readiness Center (Construction/Start-Up/Ops&Maint/FTEs=50/50)	\$8.6M (ARPA) / \$300K / \$354K / \$612,348
2. Camp Grafton Billets	\$5.3M (ARPA)
3. Camp Grafton Training Facility (1 FTE=50/50)	\$9M (Legacy) / \$12,064 (General & Federal)
4. Facility Maintenance	\$1.5M (Federal Match = ~\$2.4M)
5. Emergency Radio Upgrade	\$2.7M (SIIF)
6. Air National Guard Security Forces FTE	\$142,638 (Federal)
7. Rental Payment Increase	\$374,776 (General)
8. State Active-Duty Wild Land Fire Training Funds	\$40K (General)
9. ND1000 (Emergency Clause – SB 2016 Section 9.2)	\$320,000 (General)
10. North Dakota Military Museum – <b><u>\$40M in Authority</u></b>	\$20M Legacy and \$20M fundraising authority for cost of construct, ops, and maintenance.
11. Williston Design Funds	\$2.6M (ARPA)
Civil Air Patrol	Amount
1. Civil Air Patrol Hangar	\$60K (General)
2. Civil Air Patrol 3% Budget Increase	\$4,915 (General)

# Carry Over Requests

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# 2023-25 Carry Over Clause Requests

Description	Section	Amount	Justification
Comp. Aided Dispatch Upgrade	9.1	\$311,647	Project is substantially complete, requesting carryover for unforeseen integration issues.
State Tuition Assistance	9.2	\$1,770,000	Expanding program to include out of state use
Fraine Barracks Automation System	9.3	\$80,000 State / \$240,000 Fed	Supply chain issues have extended this project
Dickinson Readiness Center	9.4	\$15,500,000	Project delayed due to increased construction cost and need for additional funds
Line of Communication Bridge Training Site	9.5	\$6,000,000	Federal funds not appropriated until 2024
Range Expansion	9.6	\$2,300,000	Continue to pursue a solution with landowners

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# 2023-25 Carry Over Clause Requests

Description	Section	Amount	Justification
COVID Response - subdivision 7 of section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11	9.7	\$148,666,667	Unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.
COVID Response - subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11	9.7	\$887,873	Unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.
ARPA - subsection 24 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11	9.8	\$450,000	Unexpended funds from this appropriation may be used for the purpose of replacing the SAD software and maintenance during the biennium beginning July 1, 2023, and ending June 30, 2025.
ARPA - subsection 31 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11	9.9	\$2,000,000	Unexpended funds from this appropriation may be used for the purpose of enhancing housing at Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

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# Exemptions & Transfers

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# 2023-25 Exemptions & Transfers

Title	Section	Description
Veterans Cemetery Maintenance Fund	3	Appropriate additional funds received and deposited in maintenance fund for operations.
Transfer – Veterans’ Cemetery Trust Fund – One-Time Funding	4	The unexpended funds of \$26,656 available for the payment of adjusted compensation to veterans that was required to be transferred to the veterans’ cemetery trust fund during the biennium 2019-2021 pursuant to section 12 of chapter 41 of the 2019 Session Laws.
Estimated Income – ARPA – One-Time Funding	5	Transfer \$16,800,000 from the ARPA to the North Dakota adjutant general, of which, \$5,300,000 is to go towards the construction of billets at Camp Grafton, \$2,600,000 for Williston Armory Design and \$8,900,000 for the completion of the Dickinson readiness center, for the biennium beginning July 1, 2023, and ending June 30, 2025.
Estimated Income – SIIF	6	Includes \$2,700,000 from the strategic investment and improvements fund for statewide interoperable radio network equipment.
Cybersecurity Grant Program	7	Provide grants to political subdivisions for all or a portion of the required ten percent local match for cybersecurity enforcement.

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# 2023-25 Exemptions & Transfers

Title	Section	Description
Maintenance and Repairs - Transfers	8	Authority to transfer up to \$500K to operating and capital assets line items from various lines as necessary for maintenance and repair of state-owned facilities.
Camp Grafton Expansion - Legislative Intent	10	Continue to provide intent for Camp Grafton expansion.
North Dakota Military Museum Authority	11	The adjutant general may accept funds including private and federal, to match state funds for the construction of a North Dakota military museum during the period beginning with the effective date of this Act and ending June 30, 2027. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum.
Emergency	12	Section 4 and 7 of this Act are declared to be an emergency measure.

# Senate Changes to Governor's Recommendation

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- Removed
  - Camp Grafton Training Facility - \$9,000,000 & FTE (50% state cost share)
  - Military Museum - \$20,000,000 – Legacy Funds
- Changed:
  - Camp Grafton Lodging to \$5,300,000; switched from SIIF to ARPA
  - Dickinson Readiness to \$8,600,000; switched from SIIF to ARPA
- Added:
  - \$2,600,000 ARPA funding for the design of a future Armory in Williston

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# Questions

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**TESTIMONY OF  
MAJOR GENERAL ALAN S. DOHRMANN  
THE ADJUTANT GENERAL  
BEFORE THE 68<sup>th</sup> LEGISLATIVE SESSION  
HOUSE APPROPRIATIONS GOVERNMENT OPERATIONS DIVISION  
MARCH 6, 2023  
IN SUPPORT OF GOVERNOR'S EXECUTIVE RECOMMENDATION**

Chairman Monson, members of the House Appropriations – Government Operations Division, my name is Al Dohrmann, I'm the Adjutant General of the National Guard and the Director of Emergency Services for the state of North Dakota. I am here today to testify in support of the Governor's executive recommendation and address Senate Bill 2016.

The men and women of the North Dakota National Guard (NDNG), North Dakota Department of Emergency Services (NDES), and Civil Air Patrol (CAP) continue to demonstrate remarkable commitment, dedication, and selfless service as they stand prepared to protect the citizens of North Dakota when called on. The National Guard also stands ready to deploy as an operational force to protect the homeland, to fight and win America's wars.

Additionally, per the request from December 19, 2022, please find attached responses to our written testimony and presentation. I will be providing additional information on these topics throughout my testimony.

1. Direct responses to all of the information requested by the Senate Chairman. **(Attachment #1)**
2. A one-page itemized listing of the changes our agency is requesting the committee to make to the executive recommendation. **(Attachment #2)**
3. Comparison of your agency's major requests to those recommended in the executive budget. **(Attachment #3)**

**Role of the National Guard and Emergency Services**

The world is currently in a state of sustained competition that has caused our nation to place a greater reliance on the National Guard and Emergency Services. Since 9/11 our National Guard has evolved from a strategic "cold war" reserve into an operational force expected to be more ready than ever before. It is our responsibility to be a force that is lethal, adaptive, and resilient. Defending our nation, fighting and winning America's wars are our primary mission, so we must be agile enough to rapidly pivot and provide critical resources in defense of the homeland and in support of our communities and state during times of crisis. The Department of Emergency Services must remain prepared and agile to address natural threats, as well as state and non-state actors. Our experiences over the past 15 years responding to floods, fires, droughts, civil unrest, and a pandemic highlight the need to build and sustain our readiness.

**State of the National Guard**

As an organization, we continually train to operate in the modern environment of continuous competition. "Always Ready, Always There" is the motto of the North Dakota National Guard. We have consistently lived up to our motto across the state or when mobilizing

Soldiers and Airmen around the globe, your National Guard has always been ready and will always be there. As the threats to the homeland and around the globe evolve, so too have the demands placed on us, we must modernize in order to be prepared to support our state and communities and to be more ready and lethal to engage our enemies abroad.

### **State of the Department of Emergency Services**

The North Dakota Department of Emergency Services (NDDDES) consists of the Division of Homeland Security and the Division of State Radio. NDDDES provides 24/7 emergency communications and resource coordination with more than 50 lead and support agencies, private enterprise, and voluntary organizations to assist local and tribal jurisdictions in disaster and emergency response activities.

The Division of Homeland Security administers federal disaster recovery programs as well as several other federal grant programs. The Division also manages the State Emergency Operations Center (SEOC), ensuring a statewide coordinated response to emergencies and disasters as outlined in the State Emergency Operations Plan (SEOP) and serves as a liaison between federal, local, tribal, private, and voluntary agencies. The staff coordinates resources, compiles damage assessment information, maintains situational awareness, and evaluates information to determine the potential for state and federal declarations and requests for assistance. The Division of Homeland Security also provides administrative support for the North Dakota Civil Air Patrol (CAP). The North Dakota Civil Air Patrol (CAP) is the lead agency for civilian search and rescue in North Dakota. CAP also provides information gathering and reconnaissance during disasters, as well as quick emergency transport. CAP members are trained to FEMA standards for emergency response. There is one FTE in this program with a Budget Line of \$389,313.

The State Radio Communications System has over 4,000 users representing 287 agencies of the local, state, and federal government. The Division of State Radio coordinates 9-1-1 services as well as emergency medical, fire, and law enforcement response for 25 North Dakota counties. It also serves as the primary or secondary backup for 16 of the 21 public safety answering points throughout the state. State Radio is the primary dispatch center for the N.D. Highway Patrol, the Game and Fish Department and various other state and federal agencies. It also responds to calls for emergency assistance across the state. Statewide communication services ensure necessary resources are dispatched for emergency response.

### **Explanation of 2021-23 Budget**

#### General Funds:

The requirement of general funds for the North Dakota National Guard (NDNG) and the North Dakota Department of Emergency Services (NDDDES) for the 2021-23 biennium has been on track as projected. We anticipate spending all general funds with the exception of \$600,000. The agency received \$1,000,000 of Coronavirus Relief Funds to offset dispatcher salaries from July through December 2021. The dispatcher salaries are funded 60% with general funds and 40% with special funds. We are also requesting carryover authority for the NDNG Tuition, Enlistment, and Compensation budget line which I will explain more later in my testimony.



### Federal Funds:

Approximately 80-85% of our funding is provided through federal cooperative agreements and federal grants. This biennium, the NDDDES estimates approximately \$231,000,000 in federal funds, of which \$121,000,000 are FEMA grant funds, \$87,000,000 are related to COVID-19 funding and \$23,000,000 are Homeland Security grant funds. At the end of November 2022 approximately \$52,000,000 has been dispersed to counties, cities, tribal governments, emergency management entities, and first responder organizations. Federal funding received has mostly been expended to support disaster recovery efforts resulting from 2017, 2019, 2020, 2021 and 2022 presidential declared disasters. Funds have also been expended to improve state, county, and tribal mitigation and preparedness planning, law enforcement planning, intelligence analysis activities, interoperable communications, and supporting regional response capabilities. The NDNG has received \$79,000,000 in the current biennium to support the Air and Army Guard facilities, missions, and employees.

### Special Funds:

Revenues from special funds provide some of the agency's operational funding sources. We will be very close to what we projected with \$4,100,000 in radio fees, and \$850,000 in Veterans Cemetery maintenance funds. Hazardous chemical fees were budgeted at roughly \$1,470,000. We are projecting to receive approximately \$1,200,000 due to a decrease in oil drilling, which results in a reduction of fees, but also, we have experienced a reduction in late fees owed to the agency as a new software system was put in place and it has helped customers with more timely payments. We projected \$4 million in Disaster Relief Fund expenditures and have incurred costs of approximately \$500,000 through November 2022 and estimating to spend another \$1,000,000 before June 30, 2023.

### **Estimated 2021-23 spending and status of one-time funding**

The NDNG received one-time funding for a variety of projects. The first of those was \$320,000, of which \$80,000 was general funds for a building automation system upgrade at Fraire Barracks. The project started in February 2022 and continues to be ongoing with an expected completion date of February 2023, however due to uncertainties and lack of confidence in shipment and delivery dates of the controllers, carryover authority is requested in case the completion date is delayed. To date, \$18,369 of the general funds have been executed. The Fargo Readiness Center received \$100,000 of general funds for one-time equipment startup costs. Those funds were fully executed by December 2021 on items such as a zero-turn mower, tractor with attachments, a Kubota UTV, and other smaller start up items necessary to maintain the facility and grounds. During the current biennium the agency received \$1,000,000 of Strategic Investment and Improvement Funds (SIIF) for deferred maintenance projects. At the time of providing testimony during the last legislative session, we were anticipating completion of eight projects with those funds. Due to the substantial increase in costs the nation has experienced, we are unable to fulfill all eight of those projects. The funds have been allocated to four major projects which are ongoing at this time. The funds are projected to be fully executed by the end of the current biennium.

The National Guard division also received one-time federal fund authority for two projects which we are requesting carryover authority. The Dickinson Readiness Center received an appropriation of \$15,500,000 for the construction of a new facility. I will address details of this project later in my testimony. Camp Grafton was chosen to receive \$6,000,000 federal funds for the construction of a Line of Communication Bridge Training Site. Design work

has started with construction expected to occur in fiscal year 2024 and construction complete no later than 2025.

We are requesting carryover authority of remaining funds for the Camp Grafton Expansion Project and legislative intent to pursue interest in land around Camp Grafton South for the eventual construction of a multi-purpose machine gun range. To date we have spent \$20,700 for appraisals so that we can move forward with negotiations for purchase and/or lease agreements. To date we are in the process of executing purchase agreements for 360 of the 1,600 acres authorized during the 66<sup>th</sup> Legislative Assembly and lease agreements for over 1,000 acres. SB2095 proposes updated language to NDCC 37-07.3-03, and extends the use of the fund through June 30, 2029.

NDDDES received one-time appropriations for the purchase of emergency response equipment. The general fund appropriation of \$100,000 has been utilized on approximately 3,000 Meals-Ready-To-Eat (MREs) with a longer shelf life, and roughly 600,000 sandbags which will replace existing sandbags in the warehouse purchased several years ago and are deteriorating and no longer viable for flooding needs. One-time emergency equipment response authority of \$660,000 was also received in the current biennium. To date approximately \$129,000 has been expended on training software, add-ons for WebEOC, 911 response equipment, and building security.

### **Executive Recommendation (2023-25)**

Next, I will address the executive recommendation for the 2023-25 biennium and compare that to our 2021-23 base budget. During my testimony, I will address all one-time spending for the 2023-25 biennium. A complete listing of all one-time spending is found in Section 2 of the executive recommendation.

### **Subdivision 1. National Guard**

#### **Salaries and Wages**

The salary and wages line includes funding for 32 NDNG FTE's and temporary employees that support our state-owned and funded armories as well as one FTE supporting the National Guard Tuition program and one FTE supporting ND Cares. The net increase from our base budget equates to \$863,887, which is largely due to the Governor's recommended compensation and benefits package. This budget line does include \$90,000 of one-time general fund appropriation for roughly 60% of our projected eligible retirement payouts. Several of the individuals who are retirement eligible by the end of the 2023-25 biennium have been with the agency for several years and carry large leave balances. It is not feasible for the agency to hold open the positions to make up salary dollars for the required leave payouts. In order to see success for both the incoming employee, and agency, filling the positions as soon as possible is a must.

#### **Operating Expenses**

This line of our budget supports NDNG state supported facilities and provides operational support to state funded employees to include the ND Cares program. The general fund increases of \$251,148 is attributed to a reallocation of \$67,648 of base budget appropriation from the reintegration line to the NG operating line, along with \$183,500 of general

funds for on-going operational costs upon completion of the Dickinson Readiness Center, which I will discuss in more detail later in the testimony.

### Capital Assets

The capital assets line provides \$224,046 to pay special assessments in Burleigh, Cass and Williams County along with payment in lieu of taxes at our facilities at Camp Grafton in Eddy County. The remaining \$47,700,000 helps to fund five priority projects for the National Guard division.

Camp Grafton Training Facility – \$9,000,000 of Legacy Earnings Fund was included in the executive recommendation for a purpose-built fitness facility located at Camp Grafton Training Center (CGTC). This facility would enable year-round training and testing of the Army Combat Fitness Test (ACFT). This new test requires significantly more equipment and space than the previous test. A new facility would support all of CGTC's current and future customers and tenants. Completion of the fitness facility is expected to be August 2025. Ongoing operations and maintenance of the building in 2025-2027 is anticipated to be \$280,000 with 50% general funds and 50% federal funds. One additional FTE is requested with an anticipated start date of May 2025. The intent is that this individual be onboarded prior to the opening of the facility. The cost for the 2023-2025 biennium would be two months of salary and benefits for a total of \$12,064, and a 50% state and 50% federal share.

Camp Grafton Billets – During the current biennium, the agency received \$2,000,000 of funding from the American Rescue Plan Act (ARPA) to supplement federal funds for housing enhancement at Camp Grafton. The executive recommendation includes \$6,000,000 of SIIF appropriation for an additional lodging facility at Camp Grafton Training Center (CGTC). After further review the SIIF funds can be reduced by \$700,000 for a total of \$5,300,000 required for the housing enhancement project. CGTC needs to ensure adequate support to a growing military and law enforcement customer demand. It is the goal of CGTC to develop to be the premier federal and state training center. The construction of this facility would help bridge an 81-room lodging gap that currently exists. Once constructed, the ongoing operations and maintenance of this facility would be supported with federal funds.

Military Museum – During the 67th legislative assembly, the Office of the Adjutant General received authority to accept up to \$10,000,000 from other funds, including private and federal funds. These funds would be appropriated to the Adjutant General for the construction of a military museum. The executive recommendation includes one-time funding of \$20,000,000 from Legacy Earnings for a state match on construction, as well as increased fundraising authority for a state-of-the-art museum. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum. Concurrently the North Dakota National Guard Foundation has entered into contract with a private company, conducting a feasibility study of which indicated confidence that \$20,000,000 could be raised. There are currently \$2,500,000 in soft pledges for the museum.

Dickinson Readiness Center – The NDNG received \$15,500,000 of federal authority during the 2021-23 biennium to construct the Dickinson Readiness Center. The 2023-25 executive recommendation includes \$10,000,000 of SIIF appropriation, however revised estimates show the required funding can be reduced to \$8,600,000.

The bid opening for this project was held October 5, 2022. The lowest bid was \$20,319,658. Unfortunately, the federal programmed amount for the Dickinson Readiness Center is \$14,264,000. This is base construction only. There are three alternate bid items deemed necessary to meet the readiness needs of the unit. These items are separate from the base construction bid and can be added as funds allow. They are an Unheated Enclosed Vehicle Storage building that protects vehicles and other equipment from the effects of harsh weather (\$750,124), a paved vehicle parking lot (\$104,946) and a 300KW generator upgrade (\$165,825). In total there are \$3,681,435 in alternate bid items. The ones listed above are the highest priority. This creates a deficit of approximately \$7,000,000 that is required to complete the construction of the readiness center. An additional \$1,600,000 is estimated to take into account increasing construction costs, and unforeseen requirements.

We did consider redesign and/or reducing the size of the building as a cost saving measure. This would result in eliminating many essential operational areas such as a maintenance bay, drill floor and multipurpose training room. Reductions of this magnitude jeopardize the functionality and intended purpose of the readiness center. The impact is reduced readiness of the unit. Building a brand-new facility that does not meet the unit training needs defeats the purpose of constructing a new building and will hurt recruiting and retention efforts.

Statewide Interoperability Radio Network (SIRN) Equipment – One-time funding of \$2,700,000 of ARPA funds is included in the executive recommendation and will be utilized to equip the National Guard's emergency communication ability throughout the state. The purchase of radios will allow the National Guard to seamlessly interoperate with other State and Local agencies during domestic emergency responses on the new SIRN system. ND Army and Air National Guard Forces across the state will work and train with this new equipment to be prepared for the next emergency response.

### Grants

This line of \$585,692 provides an increase of \$374,776 for rental payments to community owned armories partially occupied by NDNG units in seven communities across North Dakota. During the interim we conducted an assessment of our rental agreements and found that in some cases our rental payments were not even covering the cost of utilities. The last assessment was conducted in 2016. We currently pay a flat rate for space at these community owned facilities. Our proposed increase is based on a square foot calculation of \$2/square foot, which remains well below market average estimated at \$14/square foot. It is important that we fairly compensate these communities to ensure proper maintenance of the space that the NDNG uses.

### Civil Air Patrol

The North Dakota Civil Air Patrol (CAP) is an agency called upon for civilian search and rescue as well as information gathering during state disasters. There is one FTE in this program with a budget line of \$389,313. There is an overall increase to this budget line of \$80,188. The increase includes \$60,000 of one-time general fund appropriation for the purchase of a hangar in Minot, \$4,915 for a 3% base budget increase to off-set operating costs such as fuel and training missions, and \$15,273 for salary increases based on the executive recommendation.

The Civil Air Patrol currently leases hangar space in Minot, ND. The lease was entered into in May 2018 and expires June 30, 2023. The individual who currently owns the hangar is no longer interested in owning the building and wishes to sell. The lease agreement contains an Option to Purchase Provision and the Civil Air Patrol would like to execute. If CAP does not purchase the hangar, it will be sold, and they will have to find other space to lease. Some airports used to be able to overlook our small footprint and donate hangar space but have started to charge for that service. Currently, there is no other hangar space available in Minot.

CAP is made up of volunteer professionals who pride themselves on delivering high quality products at a low cost. The ability to continually provide services boils down to the ability to maintain operational readiness for all mission sets. During the past few biennia, funding has allowed paying for one FTE and covers the operations and training budget.

It is critical to the Civil Air Patrol's mission that assets are located and maintained throughout the state of North Dakota. Civil Air Patrol has three primary missions: Aerospace Education, Cadet Programs and Emergency Services. Civil Air Patrol performs 95% of the nation's inland search and rescue, averages over 100 lives saved per year, performs aerial reconnaissance for homeland security, completes disaster-relief and damage assessment, provides transportation for time-sensitive medical materials and is tasked with counterdrug missions.

#### Tuition, Recruiting and Retention

The State Tuition Assistance (STA) program remains our #1 recruiting tool. The base budget includes \$3,042,235 for the 2023-25 biennium and we are requesting carryover of an estimated \$1,770,000 from the 2021-23 biennium which is identified in Section 6 of the Governor's executive recommendation. This funding provides the resources required to offer up to 100% tuition reimbursement for our qualified members. This critical program allows us to meet the required personnel strength of the NDNG. The carryover will be used to support our intent to expand our tuition assistance program for use outside of North Dakota. We did not make our recruiting goal in 2022 and are projected to fall short in 2023. Offering STA outside of ND allows us to compete with our neighbors. The carryover will also allow us to provide use under existing authority to conduct recruiting and retention programs in order to work towards meeting our personnel numbers. Currently we are running a program called ND500. This program currently provides a \$500 stipend for current members of the NG that provide a lead on a recruit that results in an enlistment, and we would like to expand it to former members. We would like to increase the stipend to \$1,000 and are requesting \$320,000 general fund dollars. The NDNG has managed similar recruiting and retention programs in the past. Full formations ensure we are ready to deploy overseas, respond to domestic emergencies, and ensure we sustain National Guard capabilities.

#### Air Guard Contracts

This budget line supports the state funded facilities and 30 state FTE's at the ND Air National Guard located at Hector Field in Fargo. Seventeen FTE's are 75% federally funded and 25% generally funded. The remaining 13 FTE's are 100% federally reimbursed. Funding in this budget line supports both state and federal missions and 489,000 sq. ft. of federal facilities located at Hector Field. The majority of those facilities require a 25% state match to support utilities and operational costs. This funding is critical for maintaining our facilities and operations. Overall this budget line shows an increase of \$462,390 which is attributed to one-

time federal fund appropriation in the amount of \$5,000 for projected retirement payouts, along with \$457,390 for the compensation package included in the executive recommendation.

While not in the Governor's budget recommendation, we are also asking for a FTE for a validated requirement for an additional security guard for the 119th Wing at Hector Field in Fargo. Since this is a federal requirement, it will be 100% federally funded through the master cooperative agreement. We will not need any general funds, just the FTE and the authority to accept the federal dollars.

### Army Guard Contracts

This budget line supports federally funded facilities and 80 current FTEs, along with four additional FTE requests for the 2023-25 biennium, many of which require a state match of general funds. The executive recommendation has an overall increase of \$4,141,275 which is made up of five agency requests, as well as \$1,352,028 from the executive recommendation's compensation package.

One of the five agency requests is made up of \$40,000 of on-going general funds for State Active Duty training. Since 2021, the NDNG has trained 38 service members and sourced 11 of those service members with national wildfire certification. In order for the NDNG to conduct wildland firefighting operations on 1.7 million acres of federal land in North Dakota, all NDNG personnel responding must possess valid and current federally approved wildland firefighting certification. Furthermore, this capability standardizes training and readiness while strengthening safety standards across all personnel responding to both state and federal wildland firefighting. This capability has continued to shape a positive public perception of the NDNG response capabilities. However, lack of funding and training will result in degrading the NDNG's readiness, safety and public perception to support the US Forestry Service and the state of ND in responding to wildland firefighting operations. To meet federal requirements, without compromising readiness, balancing logistical and operational constraints, \$40,000 is being requested for this capability to be executed annually. This capability will maximize planning and meet the requested month to conduct training with the US Forestry Service instructors as well as maximizing training value with the ability to conduct outdoor practical exercises (to include a mandatory fitness test). This funding would be used for State Active-Duty Service Member pay, lodging, mileage and per diem for those that attend.

A second request in this budget line consists of dollars necessary for the start-up costs and on-going operational and utility costs of the Dickinson Readiness Center communicated during the 67<sup>th</sup> legislative assembly. The facility's construction, discussed previously, is mostly federally funded. The enduring operational expenses are generally funded 50% federal and 50% general. There are one-time initial expenses along with annual insurance premiums that are 100% general funds. One-time general fund dollars of \$300,000 is requested to purchase equipment (mowers, snow removal, custodial, tools, etc) for the maintenance of the facility and grounds. \$354,000 of on-going funding is necessary for things such as insurance, utilities, building and grounds maintenance, along with various office supplies. The on-gong funding consists of \$183,500 general funds and \$170,500 federal funds. Three additional FTE are also included with this request. With each new facility, a physical plant manager, a maintenance supervisor and a custodial supervisor are necessary to maintain the day-to-day operations. The FTE are funded 50% federal and 50% general for a total cost of \$612,348 budgeted for the 2023-25 biennium. With the delay in construction the initial request in the executive recommendation can be reduced to \$183,500 (\$98,250 general, \$85,250 federal) for operating costs and \$153,088 (\$76,544 general, \$76,544 federal) for the additional FTEs.

As mentioned previously, a training facility at Camp Grafton is included with the executive recommendation. Completion of the fitness facility is expected to be August 2025, and one additional FTE is being requested with an anticipated start date of May 2025 so this individual can be onboarded prior to the opening of the facility. The cost for the 2023-2025 biennium would be two months of salary and benefits for a total of \$12,064, funded 50% federal and 50% state.

On-going general fund maintenance dollars of \$1,500,000 were added to the agency's base budget. The agency owns 330 buildings throughout the state with approximately 20% state funded support required based upon usage. The replacement value is estimated at \$900,000,000 for buildings. Maintaining these facilities is crucial to NDNG Soldier and Airmen readiness for response to federal and state missions.

Current funding levels for maintenance and repairs have not kept pace with increased costs of materials and labor. Additional state funding is required to properly maintain the buildings owned and operated by the National Guard, of which three are used to support four other state and federal agencies such as ND Highway Patrol, Bureau of Criminal Investigation, ND Information Technology, and the Federal Department of Homeland Security. The \$1,000,000 appropriated by the 67<sup>th</sup> Legislative Assembly was a good first step in correcting this deficiency. However, ongoing maintenance needs require consistent funding.

The known projects and lifecycle updates of building system components that are a priority for the 2023-25 biennium are projected at \$1,300,000. This provides a useful estimate of the additional funds required on a continuing basis going forward. The agency has experienced significant cost increases during the 2021-23 biennium. When comparing our architect's cost estimates to the actual bid amounts contractors have submitted, we have seen increases that have more than doubled the architect's cost estimate. The discrepancy in costs highlights the current environment.

The impact of not funding maintenance requirements is increased probability of catastrophic failure of building systems and equipment as well as increased chances of unsafe, undesirable, or unhealthy working conditions for the over 3,000 full and part-time employees of the NDNG.

Finally, as part of the Army Guard budget line we have requested a one-time federal fund appropriation totaling \$145,000 for projected employee retirement payouts. Retirement eligible individuals hold key positions, and it is not feasible for the agency to hold open the positions to make up salary dollars for the required leave payouts. In order to see success for both the incoming employee, and agency, filling the positions as soon as possible is a must.

#### Veterans Cemetery

The North Dakota Veterans Cemetery budget line supports five FTE's and four temporary employees during the winter months and seven temporary employees during the summer months. The total number of internments as of December 2022 is just under 11,000. In the last five years, the average number of interments per month is over 50. Special funds, derived from burial revenue and license plate sales reduce general fund requirements and help to fund salaries. This budget line has an overall increase of \$83,119, which can be attributed to the compensation package included in the executive recommendation.

## Reintegration Program

The reintegration program supports Soldiers and Airmen throughout a deployment and assists the service member and their families with reintegration upon return. This is critical to the overall readiness of the North Dakota National Guard. This program has four FTEs, of which three are filled: two of three Outreach Specialists and one Human Resource Counselor. The funding in this line item is for salaries, benefits, travel, and minor support costs. There was a decrease in the overall budget line of \$1,830. The decrease is attributed to the transfer of one vacant FTE to another area within the agency, but then offset with the compensation package in the executive recommendation.

## **Subdivision 2. ND Department of Emergency Services**

### Salaries and Wages

This budget line in the executive recommendation supports five administrative FTEs, 33 Homeland Security FTEs, federally funded temporary employees, 32 State Radio FTEs, and seven additional FTE requests for the 2023-25 biennium. This line reflects an increase of \$2,870,619. This increase is made up of many factors to include the cost to continue dollars received in the base budget, reallocation of operating dollars to help fund equity adjustments made during the current biennium, the compensation package included in the executive recommendation, one additional training and operations manager for State Radio, as well as six additional FTEs for establishing a 24/7/365 "Watch Center". The Watch Center would provide a central hub for state public safety agencies, creating a persistent capability that scans for all-hazard threats, assesses the potential consequences, and initiates response efforts by alerting appropriate stakeholders, providing continuous incident analysis, and providing stakeholders consistent updates. The operations manager for State Radio would provide the capability to standardize training and information sharing across dispatcher shifts while also significantly reduce overtime and time away from the dispatch center for shift supervisors.

### Operating Expenses

The operating expense line supports the basic operating costs of NDDDES. In the executive recommendation, this budget line totals \$7,815,567. This is a combination of a base budget of \$6,502,334 a reallocation of base operating dollars to the salary line to help fund equity adjustments made during the current biennium, and three additional agency requests including increased information technology costs, operating costs for the Watch Center, and funding for the state match on the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act.

The ND Department of Emergency Services is requesting an increase in the ongoing base budget for increased information technology (IT) costs associated with the IT unification. While the Department of Emergency Services did receive \$18,122 for 2023-25 NDIRT rate increases, this amount is insufficient for projected Public Safety Maintenance and Operations (M&O) costs. Projected Public Safety M&O costs for the next biennium will increase from \$564,000 to \$720,000. This is a net increase of \$156,000. In the 2021-2023 biennium this cost covered 3 FTEs supporting the agency while the 2023-2025 biennium is projected at 2.5 FTEs. The result is a 17% reduction in FTEs serving the agency and a 28% cost increase. The cost per FTE of support increased from \$188,000 last biennium to \$288,000, or 53%.



The Dept of Emergency Services receives a large majority of its funding from federal sources such as grants, which limits the ability to absorb the increased costs. The State Radio Division does have the ability to recoup some of this cost in the future through rate adjustments to participating counties, state agencies, and federal agencies; however, these adjustments are made based on historical costs and not projected costs. This results in NDDDES paying the increase upfront.

Along with the six FTEs requested for the Watch Center, \$264,600 of general funds are necessary for the 24/7/365 operation. The operating dollars would be utilized for items such as open-source threat alerting software and licensing, training costs, increased NDIT fees, memberships and dues, office equipment, and miscellaneous supplies. The Watch Center would provide significant capabilities such as faster, more consistent whole of government emergency response, and real or near real-time emergency information via a public and non-public safety dashboard. One of many scenarios where the Watch Center would prove invaluable is related to school safety. Currently, because the state's Fusion Center is not operational 24/7, the Federal Bureau of Investigation will not notify the state if an online threat to a school is reported. They will notify the local jurisdiction who may or may not have someone available to answer the call or capable of investigating and taking action on the warning. The Watch Center will become the 24/7 backstop to ensure that someone at the local level is warned and prepared for any threats.

Currently, after traditional business hours and on the weekends, the Department of Emergency Services uses 15 staff from various sections within the agency as duty officers. These duty officers are not monitoring for events, but rather react to notifications via phone overnight as well as email prior to going to bed. This costs the state additional money in overtime and requires NDDDES staff to spend time learning and maintaining proficiency in a task that may not be related to their primary role. It is estimated that each of the 15 staff members are spending 20% of their time training to be or acting as a duty officer, resulting in the equivalent of three FTEs being pulled from their primary roles. This results in less time to do their primary jobs, higher overtime costs, increased employee burnout, increased risk of missing significant events, delayed emergency response, and less consistency across duty officers. Similarly, other agencies are also employing on call staff after hours that could be routed through the Watch Center and vetted prior to contacting each agency and/or mobilizing resources.

Another key benefit of the Watch Center is the ability to consolidate public safety data from all stakeholders into one location. A strategic approach to public safety data will allow for NDDDES to leverage current technologies in the development of a digital common operating picture. Further, it lays the groundwork for the future use of artificial intelligence and machine learning to predict and model disasters and their consequences. The longer we wait, the further behind we will be.

The current and future citizens of North Dakota will be served by the Watch Center by creating a true 24/7 capability that continuously scans for threats, rapidly alerts stakeholders, and quickly initiates and coordinates the appropriate response. Earlier warning and faster response times in the long run will result in less citizen injuries or deaths as well as less damage to private and public property. Citizens will also benefit through long term reduced costs of disaster response and recovery.

The STORM Act is new legislation being brought forward through HB 1070. HB 1070 establishes and allows for the administration of a hazard mitigation revolving loan fund.

Communities will use the loan funding to carry out new projects to mitigate against any potential future event deemed as catastrophic. The STORM Act requires the state to provide a 10% match that must be deposited into an interest-bearing account before the federal emergency management agency (FEMA) will provide their 90% cost share each time funding is requested. The state's 10% contribution will always be based on the value of projects submitted by interested applicants each calendar year. In the executive recommendation is \$1,000,000 of one-time funding from the Disaster Relief Fund for the required 10% state match. A \$9,000,000 federal match to the state's \$1,000,000 cost share would result in a future cost savings of \$65,400 based on a PEW research study's finding of \$6.54 saved for every \$1 spent on mitigation activities in North Dakota. That is a tremendous value for any investment.

### Capital Assets

Our NDDDES total capital asset line is \$960,000 in the executive recommendation. Of which \$660,000 is funded with federal funds intended for the purchase of disaster response equipment if federal funding becomes available, while the remaining \$300,000 is one-time general fund dollars for the replacement of the current 9-1-1 dispatcher consoles.

The consoles/desks in dispatch currently serve many functions to help keep the dispatcher comfortable and relaxed during a 12-hour shift. They also provide many key and critical components such as the ability to raise/lower monitors, have two shelves for monitors that swivel and pivot to accommodate many/multiple monitors, custom pathways for IT cabling and storage of all machines needed per console, plus storage space for dispatch for manuals, supplies, etc.

The current consoles have been in use for over 15+ years now. With the expansion into the new State Radio facility several years ago, costs were cut by finding similar consoles from other dispatch centers that were at that time replacing theirs with newer equipment. The ten positions in dispatch now have failing motors, heaters, fans, lights and doors. The consoles are no longer supported by the vendor, and we have bought the last of the replacements parts we can find to ensure another year or two of operation of those desks.

### Grants

The Grants line has a base budget appropriation of \$14,550,000, with an increase of \$13,240,000 in the executive recommendation. The increase accounts for a new State and Local Cybersecurity Grant program and increased annual and supplemental allocations in existing grant awards

### Disaster Costs

The 2009 Legislature created this budget line due to the extent of the damages and significant funding requirements associated with the 2009 flood. Since then we have expended most of our disaster funds through this budget line. For the 2023-25 biennium, we estimate approximately \$74,000,000 in disaster spending authority. This is an increase in federal authority from the base budget, and is based on projected authority required for the 2023-25 biennium. Biennial projections are based on the projected state share of Public Assistance and Hazard Mitigation payments to local subrecipients, increased Public Assistance payments to locals, and increases to federal awards through the Building Resilient Infrastructure and Communities grants. The timing of these expenditures is highly dependent upon completion of on-going repair projects as well as mitigation projects.

The funding for this line is primarily federal funding of \$68,000,000, however, it also includes an estimated \$6,000,000 from the State Disaster Relief fund, and \$25,000 in general funds for operational costs related to disaster support. The current unobligated balance of the State Disaster Relief fund is in excess of \$21,000,000. This includes our remaining obligated balance of \$1,500,000 from five presidential disasters along with pre-disaster and flood mitigation grants for 2016-21

As stated above, our current obligation from the State Disaster Relief fund is \$1,500,000 and our budget request is for \$6,000,000 in the 2023-25 biennium. If project completion is delayed, the timing of our expenditures may also be delayed and require additional authority for the 2023-25 biennium.

### Radio Communications

We are not requesting any new funds in the Radio Communications line, however we are requesting carry-over funds for one of our current projects as described in Sections 5 of the executive recommendation. We are requesting the unspent funds for the computer-aided dispatch equipment (CAD). The CAD system went live in the fall of 2022, however we are requesting any remaining funds to be carried over for unforeseen circumstances with final project payouts.

Executive Recommendation Sections 5 - 15 and SB 1016 Sections 3, 4, and 16 - 21.

### Carry-Over Clauses

**SECTION 5. EXEMPTION.** Any amounts carried over from the strategic investment and improvements fund pursuant to section 12 of chapter 16 of the 2021 Session Laws which are unexpended as of June 30, 2023, are not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for computer-aided dispatch equipment during the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 6. EXEMPTION.** The amount appropriated in the tuition, recruiting, and retention line item in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws is not subject to section 54-44.1-11, and any unexpended funds from this appropriation may be used to provide tuition assistance, recruiting and retention incentives to eligible current and former members of the North Dakota national guard during the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 7. EXEMPTION.** The amount of \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the automation system project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. EXEMPTION.** The amount of \$15,500,000 of federal funds appropriated for the construction of the Dickinson Readiness Center in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the Dickinson Readiness Center project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 9. EXEMPTION.** The amount of \$6,000,000 of federal funds appropriated for the line of communication bridge training site in subdivision 1 of section 1 of chapter 16 of the 2021 session laws is not subject to 54-44.1-11 and any unexpended funds from this appropriation may be used to complete the line of communication bridge project during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 10. EXEMPTION.** Any amounts carried over from the National Guard training area and facility development trust fund and the strategic investment and improvements fund pursuant to section 3 and section 14 of chapter 16 of the 2021 Session Laws for the Camp Grafton expansion is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used to continue forward with expansion of Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 11. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 12. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 13. EXEMPTION.** Any amounts carried over from the COVID-19 Response line item pursuant to emergency commission approval of request #2047 on September 10, 2021 is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 14. EXEMPTION.** Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 24 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of replacing the state active-duty software and maintenance during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 15. EXEMPTION.** Any amounts carried over from the American Rescue Plan Act (ARPA) line item pursuant to subsection 31 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11 and any unexpended funds from this appropriation may be used for the purpose of enhancing housing at Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

#### Standard Clauses

**SECTION 3. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.** In addition to the amount appropriated to the adjutant general in the veterans' cemetery line item in subdivision 1 of section 1 of this Act, there is appropriated any additional funds which are received and deposited in the veterans' cemetery maintenance fund pursuant to sections 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the biennium beginning July 1, 2023 and ending June 30, 2025.

**SECTION 4. MAINTENANCE AND REPAIRS - TRANSFERS.** The adjutant general may transfer to the operating expenses and capital assets line items contained in section 1 of this Act up to the sum of \$500,000 from the various other line items contained in section 1 of this Act, as determined necessary by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2023 and ending June 30, 2025. Any amounts transferred pursuant to this section must be reported to the director of the office of management and budget.

#### Legislative Intent

**SECTION 18. CAMP GRAFTON EXPANSION - LEGISLATIVE INTENT.** It is the intent of the sixty-eighth legislative assembly that:

1. The adjutant general contract for the purchase or long-term lease of land for the camp Grafton expansion, including the purchase of no more than one thousand six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in total.
2. The adjutant general not use eminent domain for the expansion of camp Grafton.

#### Others

**SECTION 16. TRANSFER – LEGACY EARNINGS FUND – ONE-TIME FUNDING.** The office of management and budget shall transfer \$29,000,000 from the legacy earnings fund to the North Dakota adjutant general, of which, \$20,000,000 is for the construction of a military museum and \$9,000,000 for the construction of a training facility at Camp Grafton, for the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 17. TRANSFER – STRATEGIC INVESTMENT AND IMPROVEMENTS FUND – ONE-TIME FUNDING.** The office of management and budget shall transfer \$16,000,000 from the strategic investment and improvements fund to the North Dakota adjutant general, of which, \$6,000,000 is to go towards the construction of billets at Camp Grafton and \$10,000,000 for the completion of the Dickinson readiness center, for the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 19. NORTH DAKOTA MILITARY MUSEUM.** The adjutant general may accept funds, including private and federal, to match state funds for the construction of a North Dakota military museum during the period beginning with the effective date of this Act, and ending June 30, 2027. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum. The funding provided in this section is considered a one-time funding item.

**SECTION 20. APPROPRIATION – TRANSFER – VETERANS’ CEMETERY TRUST FUND – ONE-TIME FUNDING.** There is appropriated moneys in the general fund in the state treasury, the unexpended funds of \$26,656 available for the payment of adjusted compensation to veterans that was required to be transferred to the veterans’ cemetery trust fund during the biennium 2019-2021 pursuant to section 12 of chapter 41 of the 2019 Session Laws.

#### Emergency Clauses

**SECTION 21. EMERGENCY.** Section 6 and 19 of this Act is declared to be an emergency measure.

## **Conclusion**

Mr. Chairman that completes our testimony. I would like to leave you with these final thoughts. This is a pivotal time for the Office of The Adjutant General as we modernize facilities and incentives to meet the demands of a continuously changing strategic and competitive environment. Our investment in readiness, increased capacity, and future capabilities must keep pace if we are to remain always ready and always there to perform our state and federal missions. Readiness remains my number one priority. The 2023-25 biennial request for appropriations addresses my most urgent readiness requirements.

I ask for your favorable support of the executive recommendation and am pleased to stand for any questions you may have. Thank you.



**THE CHAMBER**  
FARGO MOORHEAD WEST FARGO

**FMWF Chamber Letter of Support – SB 2016**

March 13<sup>th</sup>, 2023

Chairman Monson and members of the House Appropriations - Government Operations Division,

For the record, my name is Katherine Grindberg, and I have the pleasure of serving as Executive Vice President of the Fargo Moorhead West Fargo (FMWF) Chamber of Commerce. The Chamber's mission is to be a catalyst for economic growth and prosperity for businesses, members, and the greater community. On behalf of our over 1,900 members, I respectfully offer testimony in support of SB 2016, as it relates to the construction of a State Military Museum.

The state of North Dakota has a proud tradition of military service, with many of our citizens having served in the armed forces. The construction of a state military museum would not only serve as a tribute to the brave men and women and their sacrifices, but it would also serve as a valuable educational resource for schools and universities, promoting North Dakota's vibrant military history. Additionally, this venue will provide the opportunity to inspire future generations to serve our country.

On behalf of our members, I respectfully ask the 68th North Dakota Legislative Assembly to support the construction of this museum and maintain our state's military excellence by honoring those that have served.

Thank you to the committee for your time and consideration.

Respectfully,

Katherine Grindberg

Executive Vice President  
FMWF Chamber of Commerce  
[kgrindberg@fmwfchamber.com](mailto:kgrindberg@fmwfchamber.com)

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Executive Budget Recommendation				Senate Version				Senate Changes to Executive Budget Increase (Decrease) - Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590	0.00	\$0	\$0	\$0
<b>2023-25 Ongoing Funding Changes</b>												
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243				\$0
Salary increase		965,608	1,755,542	2,721,150		720,583	1,315,228	2,035,811		(245,025)	(440,314)	(685,339)
Health insurance increase		332,474	737,408	1,069,882		340,122	754,371	1,094,493		7,648	16,963	24,611
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456				0	(1.00)	(153,274)	(102,182)	(255,456)
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592				0	(6.00)	(1,468,592)		(1,468,592)
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	489,674	476,674	966,348				0	(3.00)	(489,674)	(476,674)	(966,348)
Adds 1 FTE general trades maintenance worker position	1.00	6,032	6,032	12,064				0	(1.00)	(6,032)	(6,032)	(12,064)
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0				0		(168,286)	168,286	0
Adds funding for information technology rate increase		8,787	18,670	27,457		8,787	18,670	27,457				0
Transfers funding between line items			(1)	(1)				0			1	1
Adds funding for increase in armory rent		374,776		374,776				0		(374,776)		(374,776)
Adds funding for Civil Air Patrol 3% operating costs increase		4,915		4,915		4,915		4,915				0
Adds funding for state active duty training funds		40,000		40,000		40,000		40,000				0
Adds funding for maintenance and repairs		1,500,000		1,500,000				0		(1,500,000)		(1,500,000)
Adds funding for increased IT unification costs		156,000		156,000		156,000		156,000				0
Removes ongoing funding for federal equipment			(660,000)	(660,000)				0			660,000	660,000
Adds funding for homeland security grants			13,240,000	13,240,000				0			(13,240,000)	(13,240,000)
Adjusts funding for disaster grants			22,732,411	22,732,411				0			(22,732,411)	(22,732,411)
Total ongoing funding changes	11.00	\$5,759,808	\$38,435,465	\$44,195,293	0.00	\$1,361,797	\$2,283,122	\$3,644,919	(11.00)	(\$4,398,011)	(\$36,152,363)	(\$40,550,374)
<b>One-Time Funding Items</b>												
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000				\$0
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000				0			(2,700,000)	(2,700,000)
Adds one-time funding for a Camp Grafton fitness facility project			9,000,000	9,000,000				0			(9,000,000)	(9,000,000)
Adds one-time funding for a Camp Grafton training center billets			6,000,000	6,000,000				0			(6,000,000)	(6,000,000)
Adds one-time funding for a military museum project			20,000,000	20,000,000				0			(20,000,000)	(20,000,000)
Adds one-time funding for Dickinson Readiness Center		300,000	10,000,000	10,300,000				0		(300,000)	(10,000,000)	(10,300,000)
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000				0
Adds one-time funding for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation Act			1,000,000	1,000,000			1,000,000	1,000,000				0
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000		300,000		300,000				0
Adds one-time funding for disaster response equipment			660,000	660,000			660,000	660,000				0
Adds one-time funding for Williston Readiness Center				0				0				0
Total one-time funding changes	0.00	\$760,000	\$49,535,000	\$50,295,000	0.00	\$460,000	\$1,835,000	\$2,295,000	0.00	(\$300,000)	(\$47,700,000)	(\$48,000,000)
<b>Total Changes to Base Level Funding</b>	11.00	\$6,519,808	\$87,970,485	\$94,490,293	0.00	\$1,821,797	\$4,118,122	\$5,939,919	(11.00)	(\$4,698,011)	(\$83,852,363)	(\$88,550,374)
<b>2023-25 Total Funding</b>	233.00	\$29,402,040	\$223,448,843	\$252,850,883	222.00	\$24,704,029	\$139,596,480	\$164,300,509	(11.00)	(\$4,698,011)	(\$83,852,363)	(\$88,550,374)
<i>Federal funds included in other funds</i>			\$163,359,085				\$123,990,253				(\$39,368,832)	
<i>Total ongoing changes as a percentage of base level</i>	5.0%	25.2%	28.4%	27.9%	0.0%	6.0%	1.7%	2.3%				
<i>Total changes as a percentage of base level</i>	5.0%	28.5%	64.9%	59.7%	0.0%	8.0%	3.0%	3.8%				

Other Sections in Adjutant General - Budget No. 540



Other Sections in Adjutant General - Budget No. 540

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>
Veterans' Cemetery maintenance fund	Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Maintenance and repairs	Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.
Exemption - Computer-aided dispatch equipment	Section 5 would provide that any unexpended funds from the strategic investment and improvements fund, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Section 5 would provide that any unexpended funds from the strategic investment and improvements fund, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Tuition, recruiting, and retention	Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Fraine Barracks automation system	Section 7 would provide that \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Section 7 would provide that \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Communication bridge training site	Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and the strategic investment and improvements fund appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and the strategic investment and improvements fund appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Sections 11 and 12 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Other Sections in Adjutant General - Budget No. 540

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>
Exemption - American Rescue Plan Act	Sections 14 and 15 would provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Sections 14 and 15 would provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Transfer of legacy earnings fund	Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General.	
<del>Transfer of strategic investment and improvements fund-</del> State Fiscal Recovery Fund	Section 17 would transfer \$16 million from the strategic investment and improvements fund, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General.	Section 17 would provide an appropriation from federal funds derived from the state fiscal recovery fund the sum of \$17,600,000, of which \$6 million is for the construction of billets at Camp Grafton, \$9, million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.
Camp Grafton expansion	Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.
North Dakota military museum	Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.	
Transfer to Veterans' Cemetery trust fund	Section 20 would provide for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.	Section 20 would provide for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Executive Budget Recommendation				Senate Version				Senate Changes to Executive Budget			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease) - Executive Budget			
									FTE Positions	General Fund	Other Funds	Total
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590	0.00	\$0	\$0	\$0
<b>2023-25 Ongoing Funding Changes</b>												
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243				\$0
Salary increase		965,608	1,755,542	2,721,150		720,583	1,315,228	2,035,811		(245,025)	(440,314)	(685,339)
Health insurance increase		332,474	737,408	1,069,882		340,122	754,371	1,094,493		7,648	16,963	24,611
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456	1.00	153,274	102,182	255,456				0
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592	6.00	1,468,592		1,468,592				0
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	489,674	476,674	966,348	3.00	174,794	161,794	336,588		(314,880)	(314,880)	(629,760)
Adds 1 FTE general trades maintenance worker position	1.00	6,032		6,032				0	(1.00)	(6,032)	(6,032)	(12,064)
Adds 1 FTE position for air national guard security forces				0	1.00		142,638	142,638	1.00		142,638	142,638
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0		168,286	(168,286)	0				0
Adds funding for information technology rate increase		8,787	18,870	27,457		8,787	18,870	27,457				0
Transfers funding between line items			(1)	(1)			(1)	(1)				0
Adds funding for increase in armory rent		374,776		374,776		374,776		374,776				0
Adds funding for Civil Air Patrol 3% operating costs increase		4,915		4,915		4,915		4,915				0
Adds funding for ND1000 recruiting program				0		320,000		320,000		320,000		320,000
Adds funding for state active duty training funds		40,000		40,000		40,000		40,000				0
Adds funding for maintenance and repairs		1,500,000		1,500,000		1,500,000		1,500,000				0
Adds funding for increased IT unification costs		156,000		156,000		156,000		156,000				0
Removes ongoing funding for federal equipment			(660,000)	(660,000)			(660,000)	(660,000)				0
Adds funding for homeland security grants			13,240,000	13,240,000			13,240,000	13,240,000				0
Adds funding for cybersecurity grant				0		628,000		628,000		628,000		628,000
Adjusts funding for disaster grants			22,732,411	22,732,411			22,732,411	22,732,411				0
<b>Total ongoing funding changes</b>	<b>11.00</b>	<b>\$5,759,808</b>	<b>\$38,435,485</b>	<b>\$44,195,293</b>	<b>11.00</b>	<b>\$6,149,519</b>	<b>\$37,833,860</b>	<b>\$43,983,379</b>	<b>0.00</b>	<b>\$389,711</b>	<b>(\$601,625)</b>	<b>(\$211,914)</b>
<b>One-Time Funding Items</b>												
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000				\$0
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000			2,700,000	2,700,000				0
Adds one-time funding for a Camp Grafton fitness facility project			9,000,000	9,000,000			0	0		(9,000,000)		(9,000,000)
Adds one-time funding for a Camp Grafton training center billets			6,000,000	6,000,000			5,300,000	5,300,000		(700,000)		(700,000)
Adds one-time funding for a military museum project			20,000,000	20,000,000			0	0		(20,000,000)		(20,000,000)
Adds one-time funding for Dickinson Readiness Center		300,000	10,000,000	10,300,000			8,900,000	8,900,000		(300,000)	(1,100,000)	(1,400,000)
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000				0
Adds one-time funding for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation Act			1,000,000	1,000,000			1,000,000	1,000,000				0
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000		300,000		300,000				0
Adds one-time funding for disaster response equipment			660,000	660,000			660,000	660,000				0
Adds one-time funding for Williston Readiness Center				0			2,600,000	2,600,000			2,600,000	2,600,000
Adds one-time funding for disaster grants				0			142,652,500	142,652,500			142,652,500	142,652,500
<b>Total one-time funding changes</b>	<b>0.00</b>	<b>\$760,000</b>	<b>\$49,535,000</b>	<b>\$50,295,000</b>	<b>0.00</b>	<b>\$460,000</b>	<b>\$163,987,500</b>	<b>\$164,447,500</b>	<b>0.00</b>	<b>(\$300,000)</b>	<b>\$114,452,500</b>	<b>\$114,152,500</b>
<b>Total Changes to Base Level Funding</b>	<b>11.00</b>	<b>\$6,519,808</b>	<b>\$87,970,485</b>	<b>\$94,490,293</b>	<b>11.00</b>	<b>\$6,609,519</b>	<b>\$201,821,360</b>	<b>\$208,430,879</b>	<b>0.00</b>	<b>\$89,711</b>	<b>\$113,850,875</b>	<b>\$113,940,586</b>
<b>2023-25 Total Funding</b>	<b>233.00</b>	<b>\$29,402,040</b>	<b>\$223,448,843</b>	<b>\$252,850,883</b>	<b>233.00</b>	<b>\$29,491,751</b>	<b>\$337,299,718</b>	<b>\$366,791,469</b>	<b>0.00</b>	<b>\$89,711</b>	<b>\$113,850,875</b>	<b>\$113,940,586</b>
<i>Federal funds included in other funds</i>			\$163,359,085				\$313,867,906				\$150,508,821	
<i>Total ongoing changes as a percentage of base level</i>	<i>5.0%</i>	<i>25.2%</i>	<i>28.4%</i>	<i>27.9%</i>	<i>5.0%</i>	<i>26.9%</i>	<i>27.9%</i>	<i>27.8%</i>				

Total changes as a percentage of base level                      5.0%                      28.5%                      64.9%                      59.7%                      5.0%                      28.9%                      149.0%                      131.6%

Other Sections in Adjutant General - Budget No. 540

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>
Veterans' Cemetery maintenance fund	Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Maintenance and repairs	Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.
Exemption - Computer-aided dispatch equipment	Section 5 would provide that any unexpended funds from the strategic investment and improvements fund, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of section 9 provides that any unexpended funds from the strategic investment and improvements fund, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Tuition, recruiting, and retention	Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of section 9 provides that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Fraire Barracks automation system	Section 7 would provide that \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraire Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of section 9 provides that \$80,000 of general funds and \$240,000 of federal funds appropriated for the Fraire Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Communication bridge training site	Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and the strategic investment and improvements fund appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and the strategic investment and improvements fund appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.



Other Sections in Adjutant General - Budget No. 540

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>
Exemption - American Rescue Plan Act	Sections 14 and 15 would provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of section 9 provides that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Transfer of legacy earnings fund	Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General.	
Transfer of strategic investment and improvements fund	Section 17 would transfer \$16 million from the strategic investment and improvements fund, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General.	Section 6 provides an appropriation from special funds derived from the strategic investment and improvements fund the sum of \$2,700,000 for statewide interoperable radio network equipment to the Adjutant General.
Camp Grafton expansion	Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.
North Dakota military museum	Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.	Section 11 allows the adjutant general to accept funds, including private and federal, for the construction of a North Dakota military museum.
Transfer to Veterans' Cemetery trust fund	Section 20 would provide for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.	Section 4 provides for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.
Federal State Fiscal Recovery Fund		Section 5 provides an appropriation from federal funds derived from the state fiscal recovery fund the sum of \$16,800,000, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.
Cybersecurity Grant		Section 7 identifies \$628,000 from the general fund for grants to provide a ten percent local match for enforcing cybersecurity.
Emergency Clause		Section 12 declares sections 4 and 7 of this act an emergency measure.

23.0270.02002  
Title.

Prepared by the Legislative Council staff for  
Representative Nathe  
March 9, 2023

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 4, after line 7, insert:

**"SECTION 5. APPROPRIATION - DISASTER MORTUARY OPERATIONS RESPONSE TEAM TRAINING - ONE-TIME FUNDING.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$250,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of coordinating and conducting joint training, involving the department of emergency services, the state and federal health and human services' disaster mortuary operational response teams, and other state and local emergency personnel, for the biennium beginning July 1, 2023, and ending June 30, 2025."

Re-number accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment adds funding of \$250,000 from the general fund for disaster mortuary operations training.

23.0270.02003  
Title.

Prepared by the Legislative Council staff for  
Representative Monson  
March 13, 2023

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 4, after line 7, insert:

**"SECTION 5. APPROPRIATION - COLD WAR HISTORIC CENTER TOURISM  
GRANT PROGRAM - ONE-TIME FUNDING.**

1. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$4,600,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of providing a cold war historic center tourism grant to an organization dedicated to building a cold war historic center and other cold war historical sites, for the biennium beginning July 1, 2023, and ending June 30, 2025. The funding provided in this section must be used for:
  - a. Construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
  - b. Providing educational resources regarding North Dakota's role in the cold war; and
  - c. Promoting tourism to North Dakota cold war historic sites.
2. Of the funding in this section, \$3,200,000 is to be distributed for a museum in Nekoma and \$1,400,000 is to be distributed for other cold war historical sites across the state.
3. The funding provided in this section is considered a one time funding item."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

A section is added providing a \$4.6 million general fund appropriation to the Adjutant General for the construction, addition, maintenance, and equipment for a museum and other cold war historical sites across the state.



#24413

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Executive Budget Recommendation				Senate Version				Senate Changes to Executive Budget Increase (Decrease) - Executive Budget			
	FTE	General	Other	Total	FTE	General	Other	Total	FTE	General	Other	Total
	Positions	Fund	Funds		Positions	Fund	Funds		Positions	Fund	Funds	
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590	0.00	\$0	\$0	\$0
<b>2023-25 Ongoing Funding Changes</b>												
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243				\$0
Salary increase		965,608	1,755,542	2,721,150		720,583	1,315,228	2,035,811		(245,025)	(440,314)	(685,339)
Health insurance increase		332,474	737,408	1,069,882		340,122	754,371	1,094,493		7,648	16,963	24,611
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456	1.00	153,274	102,182	255,456				0
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592	6.00	1,468,592		1,468,592				0
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	489,674	476,674	966,348	3.00	174,794	161,794	336,588		(314,880)	(314,880)	(629,760)
Adds 1 FTE general trades maintenance worker position	1.00	6,032	6,032	12,064				0	(1.00)	(6,032)	(6,032)	(12,064)
Adds 1 FTE position for Air National Guard security forces				0	1.00		142,638	142,638	1.00		142,638	142,638
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0		168,286	(168,286)	0				0
Adds funding for IT rate increase		8,787	18,670	27,457		8,787	18,670	27,457				0
Transfers funding between line items			(1)	(1)			(1)	(1)				0
Adds funding for increase in armory rent		374,776		374,776		374,776		374,776				0
Adds funding for Civil Air Patrol 3 percent operating costs increase		4,915		4,915		4,915		4,915				0
Adds funding for ND1000 recruiting program				0		320,000		320,000		320,000		320,000
Adds funding for state active duty training funds		40,000		40,000		40,000		40,000				0
Adds funding for maintenance and repairs		1,500,000		1,500,000		1,500,000		1,500,000				0
Adds funding for increased IT unification costs		156,000		156,000		156,000		156,000				0
Removes ongoing funding for federal equipment			(660,000)	(660,000)			(660,000)	(660,000)				0
Adds funding for homeland security grants			13,240,000	13,240,000			13,240,000	13,240,000				0
Adds funding for cybersecurity grant				0		628,000		628,000		628,000		628,000
Adjusts funding for disaster grants			22,732,411	22,732,411			22,732,411	22,732,411				0
<b>Total ongoing funding changes</b>	<b>11.00</b>	<b>\$5,759,808</b>	<b>\$38,435,485</b>	<b>\$44,195,293</b>	<b>11.00</b>	<b>\$6,149,519</b>	<b>\$37,833,860</b>	<b>\$43,983,379</b>	<b>0.00</b>	<b>\$389,711</b>	<b>(\$601,625)</b>	<b>(\$211,914)</b>
<b>One-Time Funding Items</b>												
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000				\$0
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000			2,700,000	2,700,000				0
Adds one-time funding for a Camp Grafton fitness facility project			9,000,000	9,000,000				0		(9,000,000)		(9,000,000)
Adds one-time funding for Camp Grafton training center billets project			6,000,000	6,000,000			5,300,000	5,300,000		(700,000)		(700,000)
Adds one-time funding for a military museum project			20,000,000	20,000,000				0		(20,000,000)		(20,000,000)
Adds one-time funding for Dickinson Readiness Center		300,000	10,000,000	10,300,000			8,900,000	8,900,000		(300,000)	(1,100,000)	(1,400,000)
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000				0
Adds one-time funding for the STORM Act			1,000,000	1,000,000			1,000,000	1,000,000				0
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000		300,000		300,000				0
Adds one-time funding for disaster response equipment			660,000	660,000			660,000	660,000				0
Adds one-time funding for Williston Readiness Center				0			2,600,000	2,600,000			2,600,000	2,600,000
Adds one-time funding for disaster grants				0			142,652,500	142,652,500			142,652,500	142,652,500
<b>Total one-time funding changes</b>	<b>0.00</b>	<b>\$760,000</b>	<b>\$49,535,000</b>	<b>\$50,295,000</b>	<b>0.00</b>	<b>\$460,000</b>	<b>\$163,987,500</b>	<b>\$164,447,500</b>	<b>0.00</b>	<b>(\$300,000)</b>	<b>\$114,452,500</b>	<b>\$114,152,500</b>
<b>Total Changes to Base Level Funding</b>	<b>11.00</b>	<b>\$6,519,808</b>	<b>\$87,970,485</b>	<b>\$94,490,293</b>	<b>11.00</b>	<b>\$6,609,519</b>	<b>\$201,821,360</b>	<b>\$208,430,879</b>	<b>0.00</b>	<b>\$89,711</b>	<b>\$113,850,875</b>	<b>\$113,940,586</b>
<b>2023-25 Total Funding</b>	<b>233.00</b>	<b>\$29,402,040</b>	<b>\$223,448,843</b>	<b>\$252,850,883</b>	<b>233.00</b>	<b>\$29,491,751</b>	<b>\$337,299,718</b>	<b>\$366,791,469</b>	<b>0.00</b>	<b>\$89,711</b>	<b>\$113,850,875</b>	<b>\$113,940,586</b>
<i>Federal funds included in other funds</i>			<i>\$163,359,085</i>				<i>\$313,867,906</i>				<i>\$150,508,821</i>	
<i>Total ongoing changes as a percentage of base level</i>	<i>5.0%</i>	<i>25.2%</i>	<i>28.4%</i>	<i>27.9%</i>	<i>5.0%</i>	<i>26.9%</i>	<i>27.9%</i>	<i>27.8%</i>				
<i>Total changes as a percentage of base level</i>	<i>5.0%</i>	<i>28.5%</i>	<i>64.9%</i>	<i>59.7%</i>	<i>5.0%</i>	<i>28.9%</i>	<i>149.0%</i>	<i>131.6%</i>				



Other Sections in Adjutant General - Budget No. 540

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>
Veterans' Cemetery maintenance fund	Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Transfer to Veterans' Cemetery trust fund	Section 20 would provide for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.
Federal State Fiscal Recovery Fund		Section 5 identifies \$16.8 million from the State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.
Transfer of SIIF	Section 17 would transfer \$16 million from SIIF, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General.	Section 6 identifies \$2.7 million from SIIF for statewide interoperable radio network equipment.
Cybersecurity grant		Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.
Maintenance and repairs	Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.
Exemption - Computer-aided dispatch equipment	Section 5 would provide that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Tuition, recruiting, and retention	Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of Section 9 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Fraine Barracks automation system	Section 7 would provide that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

Other Sections in Adjutant General - Budget No. 540

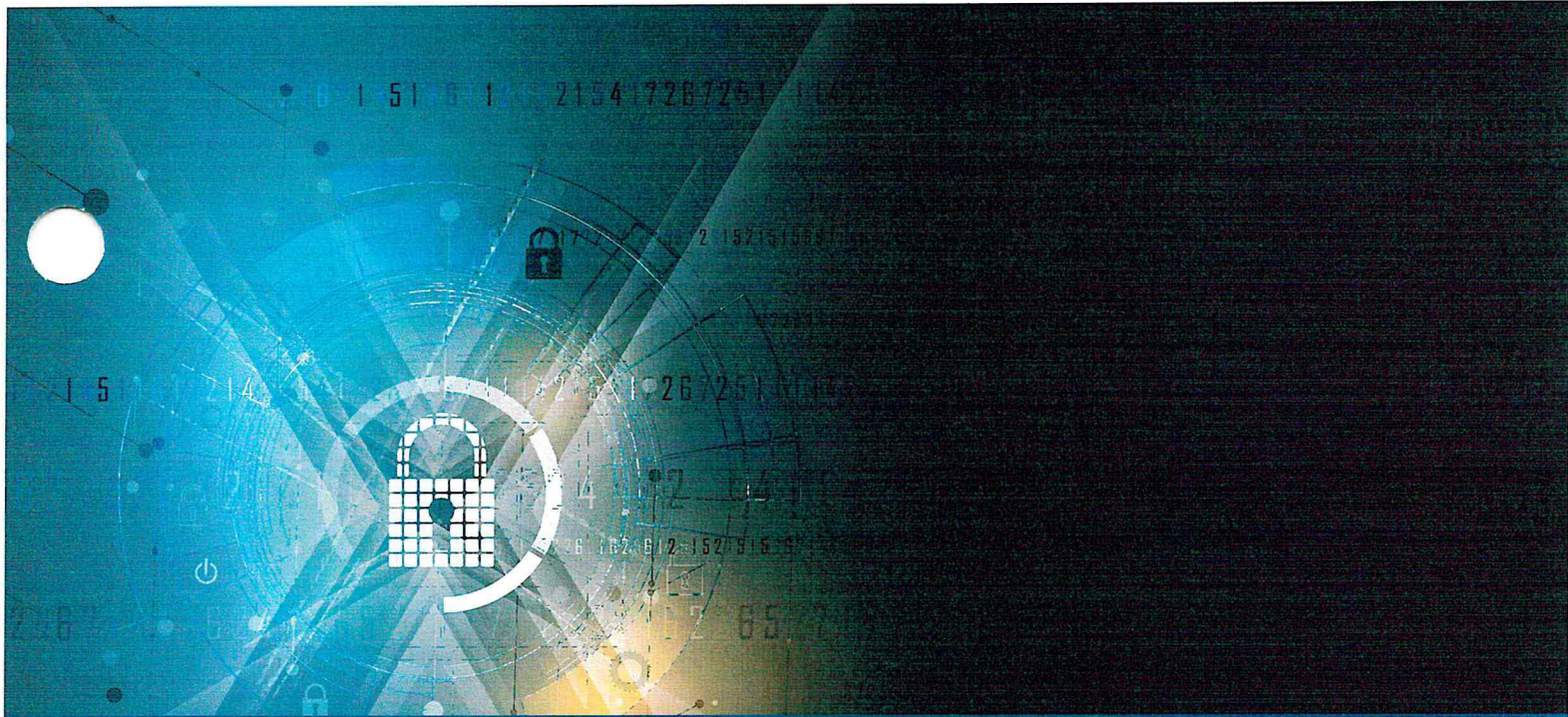
	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>
Exemption - Communication bridge training site	Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of Section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - American Rescue Plan Act	Sections 14 and 15 would provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of Section 9 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Camp Grafton expansion	Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.
North Dakota military museum	Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.	Section 11 allows the Adjutant General to accept funds, including private and federal, for the construction of a North Dakota military museum.
Emergency clause		Section 12 declares sections 4 and 7 of this act to be an emergency measure.
Transfer of legacy earnings fund	Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General.	

**Office of the Adjutant General  
Disaster Costs Funding  
2023 - 2025 Biennium**

Description	Federal	DRF	Total
FEMA Mitigation	\$ 3,300,000	\$ 100,000	\$ 3,400,000
2019 Flooding	3,932,895	450,461	4,383,356
2020 COVID 19	94,913,239	500,000	95,413,239
2020 Flooding	1,853,916	369,752	2,223,668
June severe storms 2021	938,961	110,002	1,048,963
Spring storm 2022	84,725,000	9,350,000	94,075,000
Winter storm 2022	2,847,500	355,000	3,202,500
Predisaster mitigation	43,079,129	458,030	43,537,159
	<b>\$ 235,590,640</b>	<b>\$ 11,693,245</b>	<b>\$ 247,283,885</b>

	Federal	DRF	Total
Base Budget	\$ 49,984,179	\$ 4,001,556	\$ 53,985,735
Carryover Authority - COVID	27,913,239	-	27,913,239
Original Ask	20,745,722	1,986,689	22,732,411
Additional Ask	136,947,500	5,705,000	142,652,500
	<b>\$ 235,590,640</b>	<b>\$ 11,693,245</b>	<b>\$ 247,283,885</b>





# STATE & LOCAL CYBERSECURITY PROGRAM

## OVERVIEW

Our nation faces unprecedented cybersecurity risks, including increasingly sophisticated adversaries, widespread vulnerabilities in commonly used hardware and software, and broad dependencies on networked technologies for the day-to-day operation of critical infrastructure. Cyber risk management is further complicated by the ability of malicious actors to operate remotely, linkages between cyber and physical systems, and the difficulty of reducing vulnerabilities.

The potential consequences of cyber incidents threaten national security. Strengthening cybersecurity practices and resilience of state, local, and territorial (SLT) governments is an important homeland security mission and the primary focus of the State and Local Cybersecurity Grant Program (SLCGP). Funding is allocated to States through funding from Infrastructure Investment and Jobs Act (IIJA), also known as the Bipartisan Infrastructure Law, U.S. Department of Homeland Security to make targeted cybersecurity investments in SLT government agencies to improve the security of critical infrastructure and improve the resilience of the services SLT governments provide their community.

## OBJECTIVES

The goal of the SLCGP is to assist SLT governments with managing and reducing systemic cyber risk by addressing the following objectives:

- **Objective 1:** Develop and establish appropriate governance structures, including developing, implementing, or revising cybersecurity plans, to improve capabilities to respond to cybersecurity incidents and ensure continuity of operations.
- **Objective 2:** Understand their current cybersecurity posture and areas for improvement based on continuous testing, evaluation, and structured assessments.
- **Objective 3:** Implement security protections commensurate with risk.
- **Objective 4:** Ensure organization personnel are appropriately trained in cybersecurity, commensurate with responsibility.

## PRIORITIES

The North Dakota Cybersecurity Taskforce has set the following priorities to address the



above objectives for the FY 2022 SLCGP.

- Cyber Maturity Assessment (CMA).
- Hardware/Software Improvements based on CMA or National Cybersecurity Review (NCSR) assessment. (**Access Points, Server Upgrades, Switches, etc.**)
- Entity Uplift (vulnerability management solutions/extended detection and response platforms, Multi-factor Authentication, Firewalls, Patches, Malware/Anti-Virus Protection)
- Device Management Services for K-12 Schools.
- Cybersecurity Awareness Training.

## FUNDING

Federal funding received for FY 2022 was \$2,286,951 and requires a 10% match of \$254,106.

- 20% (\$457,390 federal + \$50,822 match = \$508,212) of funding retained by NDDes, NDIT
  - 80% (\$1,829,561 federal + \$203,284 match = \$2,032,845) of the funding must be distributed to Local (county, city, town, school district, tribe, etc.) units of government.
    - Requesting State to fund the local match of \$203,284 (10%).
  - Estimated FY 2023 ND allocation \$4,573,902 requiring a 20% match of \$1,143,476.
    - Local estimated 80% is 3,659,122 federal + \$914,780.40 match.
    - Requesting State to fund half of 20% match for locals (\$457,390).
      - Expect to expend about 50% (\$228,695) of the \$457,390 during the 2023-2025 biennium.
  - Estimated FY 2024 ND allocation \$3,430,426 requiring a 30% match of \$1,470,183.
    - Local estimated 80% is \$2,744,341 requiring a 30% match of \$1,176,147.
    - Requesting State to fund one-third of 30% match for locals (\$392,049).
      - Expect to expend about 50% (\$196,024) of the \$392,049 during the 2023-2025 biennium.
  - Estimated FY 2025 ND allocation \$1,143,476 requiring a 40% match of \$762,317.
    - Local estimated 80% is \$914,781 requiring a 40% match of \$609,054.
- Total 2023-2025 biennium request to fund 10% local match  
 $\$203,285 + \$228,695 + \$196,024 = \$628,004.$

**Total 2023-2025 biennium request to fund 10% local match  
 $\$203,284 + \$228,695 + \$196,024 = \$628,003.$**

Current FY 2022 Allocations to Locals:

<b>Applicant Name</b>	<b>County</b>	<b>Federal</b>	<b>Match</b>	<b>Total Amount</b>
Barnes (County)	Barnes	\$ 24,264.00	\$2,696.00	\$26,960.00
Minnewaukan Public School	Benson	\$ 16,168.00	\$1,796.60	\$17,964.60
Bottineau Public School	Bottineau	\$ 84,834.00	\$9,426.20	\$94,260.20
Bowman (County)	Bowman	\$ 4,626.00	\$514.00	\$5,140.00
Bowman County School District #1	Bowman	\$ 34,698.00	\$3,854.96	\$38,552.95
Bismarck	Burleigh	\$ 12,528.00	\$1,392.00	\$13,920.00
Bismarck Public School District	Burleigh	\$ 82,814.00	\$9,202.00	\$92,016.00
Burleigh (County)	Burleigh	\$ 4,500.00	\$500.00	\$5,000.00
Lincoln	Burleigh	\$ 1,320.00	\$146.26	\$1,466.25
Cass (County)	Cass	\$ 153,000.00	\$17,000.00	\$170,000.00
Fargo	Cass	\$ 239,090.00	\$26,565.04	\$265,655.04
Cavalier (County)	Cavalier	\$ 5,395.00	\$598.99	\$5,993.99
Ellendale	Dickey	\$ 8,858.00	\$984.00	\$9,842.00
Ellendale Public School	Dickey	\$ 19,240.00	\$2,138.00	\$21,378.00
Oakes	Dickey	\$ 900.01	\$99.98	\$999.99
Oakes Public School District #41	Dickey	\$ 43,320.00	\$4,812.84	\$48,132.84
Emmons (County)	Emmons	\$ 36,000.00	\$4,000.00	\$40,000.00
Strasburg Public School	Emmons	\$ 4,500.00	\$500.00	\$5,000.00
Grand Forks	Grand Forks	\$ 61,110.00	\$6,790.00	\$67,900.00
Grand Forks (County)	Grand Forks	\$ 36,000.00	\$4,000.00	\$40,000.00
Griggs (County)	Griggs	\$ 45,450.00	\$5,050.00	\$50,500.00
New England Public School District #9	Hettinger	\$ 18,000.00	\$2,000.00	\$20,000.00
Lamoure (County)	LaMoure	\$ 10,398.00	\$1,154.99	\$11,552.99
LaMoure Public School	LaMoure	\$ 83,250.00	\$9,250.00	\$92,500.00
Ashley Public School	McIntosh	\$ 36,944.00	\$4,105.00	\$41,049.00
McKenzie County Public School District #1	McKenzie	\$ 157,903.00	\$17,544.56	\$175,447.56
McLean (County)*	McLean	\$ 22,899.00	\$2,544.76	\$25,443.76
Hebron Public School	Morton	\$ 55,760.00	\$6,196.00	\$61,956.00
Mandan Public Schools	Morton	\$ 50,400.00	\$5,600.00	\$56,000.00
Morton (County)	Morton	\$ 33,300.00	\$3,700.00	\$37,000.00
Nelson (County)	Nelson	\$ 4,500.00	\$500.00	\$5,000.00
Cavalier Public School District #6	Pembina	\$ 21,600.00	\$2,400.00	\$24,000.00
Ramsey (County)	Ramsey	\$ 36,000.00	\$4,000.00	\$40,000.00
Ransom (County)	Ransom	\$ 3,240.00	\$360.00	\$3,600.00
Wahpeton Public School District #37	Richland	\$ 51,317.00	\$5,702.00	\$57,019.00
Forman	Sargent	\$ 1,798.00	\$200.00	\$1,998.00

Sheridan (County)	Sheridan	\$ 22,320.00	\$2,480.00	\$24,800.00
Belfield School District	Stark	\$ 66,593.00	\$7,399.00	\$73,992.00
Dickinson	Stark	\$ 31,500.00	\$3,500.00	\$35,000.00
Steele (County)	Steele	\$ 11,250.00	\$1,250.00	\$12,500.00
Hillsboro	Traill	\$ 11,250.00	\$1,250.00	\$12,500.00
May-Port CG School District 14	Traill	\$ 3,593.00	\$399.33	\$3,992.33
Traill (County)	Traill	\$ 37,350.00	\$4,150.00	\$41,500.00
Walsh (County)	Walsh	\$ 3,600.00	\$400.00	\$4,000.00
Minot	Ward	\$ 68,556.00	\$7,617.00	\$76,173.00
Ward (County)	Ward	\$ 39,280.00	\$4,364.50	\$43,644.50
Fessenden-Bowdon School District #25	Wells	\$ 9,000.00	\$1,000.00	\$10,000.00
Ray	Williams	\$ 19,345.00	\$2,150.00	\$21,495.00
		<b>\$1,829,561.00</b>	<b>\$203,284.00</b>	<b>\$2,032,845.00</b>

\* Note: McLean has withdrawn their project, their funding will be redistributed to other local entities.



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Title.

Prepared by the Legislative Council staff for  
Representative Monson  
March 13, 2023

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 4, after line 7, insert:

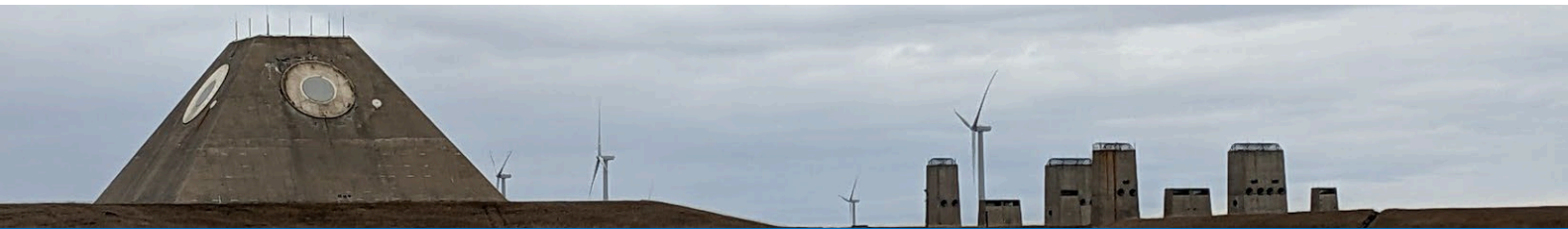
**"SECTION 5. APPROPRIATION - COLD WAR HISTORIC CENTER TOURISM  
GRANT PROGRAM - ONE-TIME FUNDING.**

1. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$4,600,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of providing a cold war historic center tourism grant to an organization dedicated to building a cold war historic center and other cold war historical sites, for the biennium beginning July 1, 2023, and ending June 30, 2025. The funding provided in this section must be used for:
  - a. Construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
  - b. Providing educational resources regarding North Dakota's role in the cold war; and
  - c. Promoting tourism to North Dakota cold war historic sites.
2. Of the funding in this section, \$3,200,000 is to be distributed for a museum in Nekoma and \$1,400,000 is to be distributed for other cold war historical sites across the state.
3. The funding provided in this section is considered a one time funding item."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

A section is added providing a \$4.6 million general fund appropriation to the Adjutant General for the construction, addition, maintenance, and equipment for a museum and other cold war historical sites across the state.



## North Dakota Cold War Trail

### In North Dakota

**300**

Missile Sites

**50**

Years defending America

**10,000s**

of Veterans and Civilians in service to peace

### What is it?

#### North Dakota has a critical history in ensuring peace in our time

The people and facilities of North Dakota have been a critical component to safeguarding the United States and its allies during the Cold War. This incredible contribution is rarely appreciated across the nation.

It is time to build a "Cold War Trail" across the state of North Dakota to bring Americans into our state and inform them of the amazing contributions necessary to keep America free through the Cold War.

This proposal would create a program, via the ND Dept of Commerce, to build cutting edge experience and interpretive centers across our state to increase tourism and awareness around North Dakota's contributions to the Cold War.

## Benefits to North Dakota

### National Recognition

A Cold War trail would be a unique attraction that speaks to people around the nation



### Partners in the Region

Multiple sites across the state could be built out over years to increase the richness of the Cold War Trail



### Attracts Workforce

Destinations appeal to workers and compound with other attractions to retain workforce in the area



### Increase in Tourism

People are fascinated by the Cold War and its impacts on today. Historical curiosity will bring people to visit North Dakota



### Bundle of Destinations

Broadens destinations like the Peace Gardens and Pembina Gorge to add "stickiness" to the area



### Education

Children from around the country could be brought to learn how their grandfathers fought for freedom during the Cold War



## HOW WE DO IT

### Potential Partnerships across North Dakota

- ND Depart of Commerce
- Cavalier County
- Ronald Reagan Missile Site
- RSL #3 Missile Site
- Minuteman Missile Monument
- Stanley R. Mickelsen Safeguard Complex
- ...numerous others possible!

Create cutting edge museum and entertainment attractions, anchoring with the Stanley R. Mickelsen Safeguard Complex in Nekoma, and connected via bike trails across the state

# North Dakota Cold War Trail

## MULTIPLE SITES ACROSS NORTH DAKOTA

### Stanley R. Mickelson Safeguard Complex

Unique defensive and massive site in Nekoma that was essential to the protection of the United States and allies

### Ronald Reagan Minuteman Missile Site

Offensive missile location that created an incredible deterrent against attack

**Multiple other sites in ND**  
Numerous other sites exist across North Dakota that could be turned into historical attractions

### Thousands

Of new visitors to North Dakota for a low investment

\$3.2m for anchor 10K sq/ft attraction in Nekoma

\$1.4m to begin expanding attractions throughout North Dakota

Thousands of artifacts are already available and ready to be displayed

## A GREAT EXPERIENCE IN NORTH DAKOTA



## Great opportunity for the region



Increased Recognition  
Tourism Revenues  
Connection to History  
Return on Investment



# Office of the Adjutant General

## House Appropriations – Government Operations Division Budget Presentation

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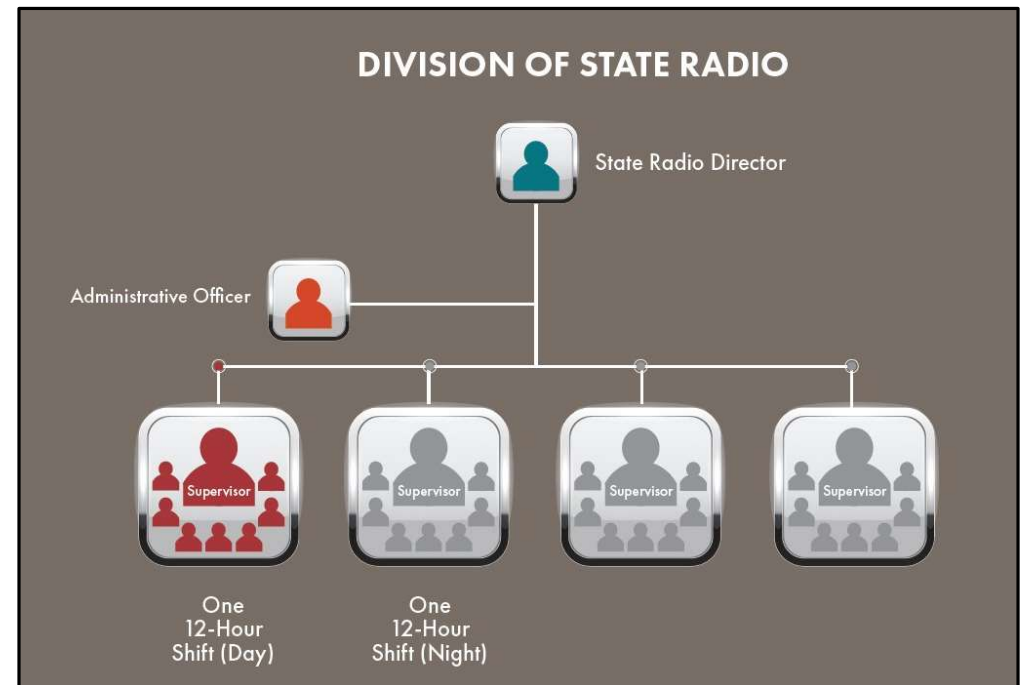
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Biennium Base Level

# State Radio

## 1 FTE – Operations Manager

- \$153,274 ongoing General Funds
- Cost split with locals (Special Funds)
- Currently role split by supervisors
- Standardizes training across shifts
- Maximizes dispatcher time on console
- Ensures best practice implementation
- Facilitates tactical inter-agency synchronization

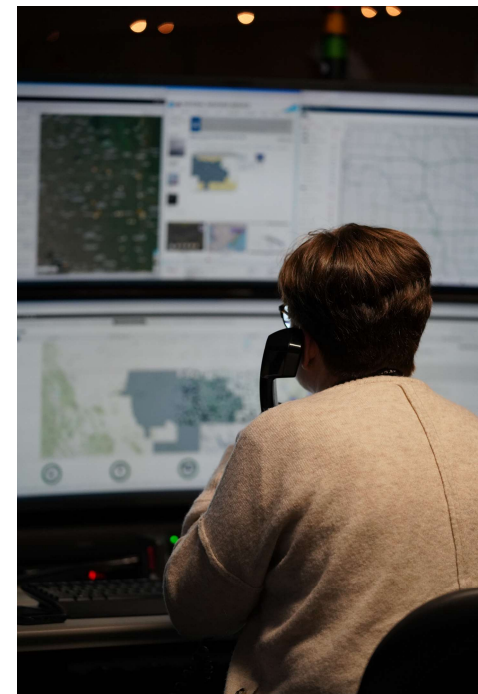


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# Watch Center - 24/7/365 Readiness

- 6 FTE's - \$1.2M
  - Minimum to staff 24/7/365 with 8-hour shifts
- \$234,600 for operating costs
- Returns 3 FTE equivalents back into the DES workforce

**In an emergency faster response and better coordination will save time, which in turn saves lives and in the long run costs of disaster response and recovery**



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Adjutant General



# State Radio

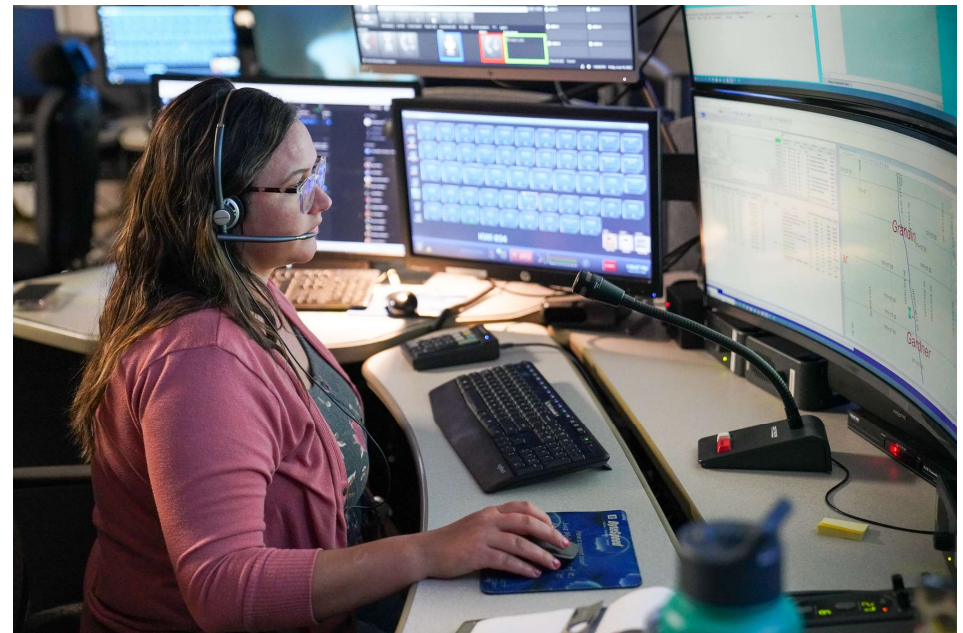
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## Funding – 2 dispatch FTE

- \$168,286 ongoing General Funds
- Acquired in 2021-23 biennium (from NG)
- Costs split with locals (Special Funds)

## Dispatch Consoles

- \$300,000 one-time General Funds
- Purchased new 15 years ago
  - Others purchased used 7 years ago
- Not supported by manufacturer
- Purchased last remaining parts on eBay



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# Rental Facility Rate Increase

- \$374,776 increase (General)
- 7 city owned armories (Williston, Jamestown, Wishek, Edgeley, Lisbon, Valley City, Dickinson)
- Calculate increase based on square footage used by the NG at \$2/sq ft



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# Cybersecurity Grant – 10% Local Match

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- \$628,000 General Fund Dollars & Emergency Clause
- 90% Federal funds are included in the Executive Recommendation
- Requesting general funds to provide 10% match on local share for first four years of grant period
  - Grant Year 2022 – 10% State Match / 0% Local Match
  - Grant Year 2023 – 10% State Match / 10% Local Match
  - Grant Year 2024 – 10% State Match / 20% Local Match
  - Grant Year 2025 – 10% State Match / 30% Local Match

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# One-Time Funding Items

# Emergency Response Radios

- \$2,700,000
  - Governor's Recommendation – ARPA
  - **Senate Appropriations - SIIF**
- Ensure communication with civilian agencies during emergency response
- Upgrade required to operate on the Statewide Interoperability Network (SIRN)



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# Camp Grafton Training Facility – \$9,000,000



- 2,000 Military students from around the United States every year
- 500 (growing to 900) federal law enforcement students every year
- 200 Full-Time Workforce
- Governor's Recommendation - Legacy Funds
- **Senate Appropriations - Removed**



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# Camp Grafton Lodging – \$5,300,000

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- Lodging requirements increased by 41% over last 10 years
- Validated 80 bed shortfall for military training requirements
- Governor's Recommendation – SIIF
- **Senate Appropriations Recommends - ARPA**

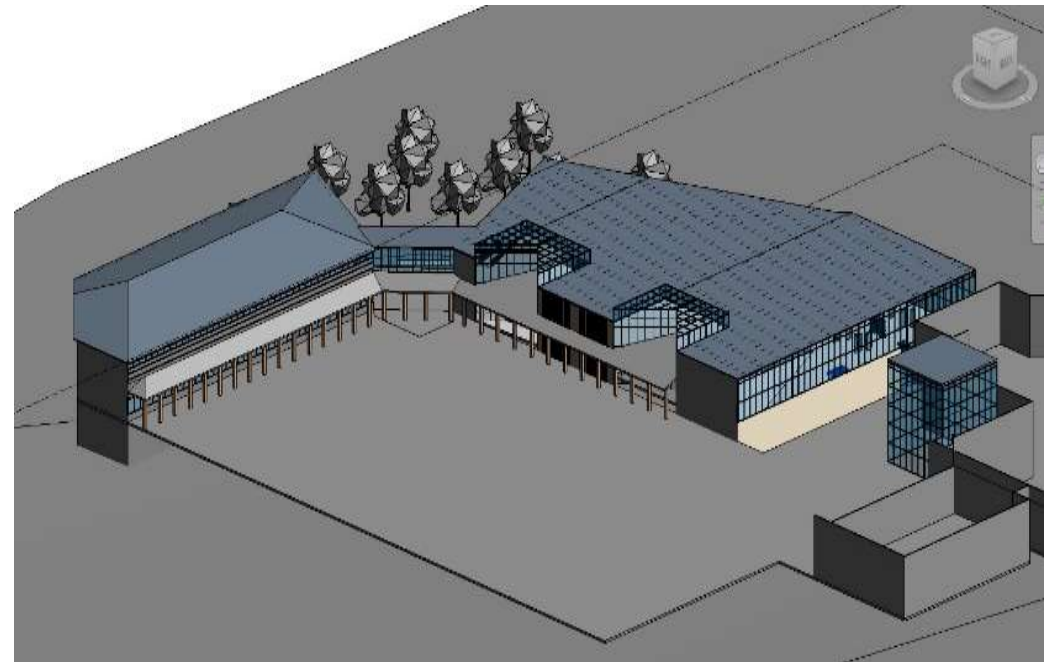




# Military Museum - Honor, Educate, Inspire

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- Governor's Recommendation
  - Increase Authority - \$40,000,000
  - State Cost Share - \$20,000,000
  - Legacy Funds
- **Senate Appropriations – Authority for National Guard to accept donations**



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# Dickinson Readiness Center - \$8.9 State Portion

- Increase authority \$15.5M to \$24.1M
- **Emergency Clause (SB 2016 Section 5)**
- Governor's Recommendation – SIIF
- **Senate Appropriations – ARPA**
- Start-up Cost:
  - \$300,000 for equipment
  - \$183,500 Operating Cost (\$98,250 General Funds)
  - \$153,088 for 3 FTEs (\$76,544 General Funds)



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# Civil Air Patrol

- Hangar Purchase - \$60,000
  - Emergency Clause – SB 2016 Section 2, Minot airport hangar
- 3% Budget Increase - \$4,915



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# DES Decision Packages

Title	Fund Type	Description	Amount
One-Time	Disaster Relief Fund	STORM Act (State Match) HB 1070	\$1,000,000
On-Going	State (General)	NDIT Admin Costs	\$156,000

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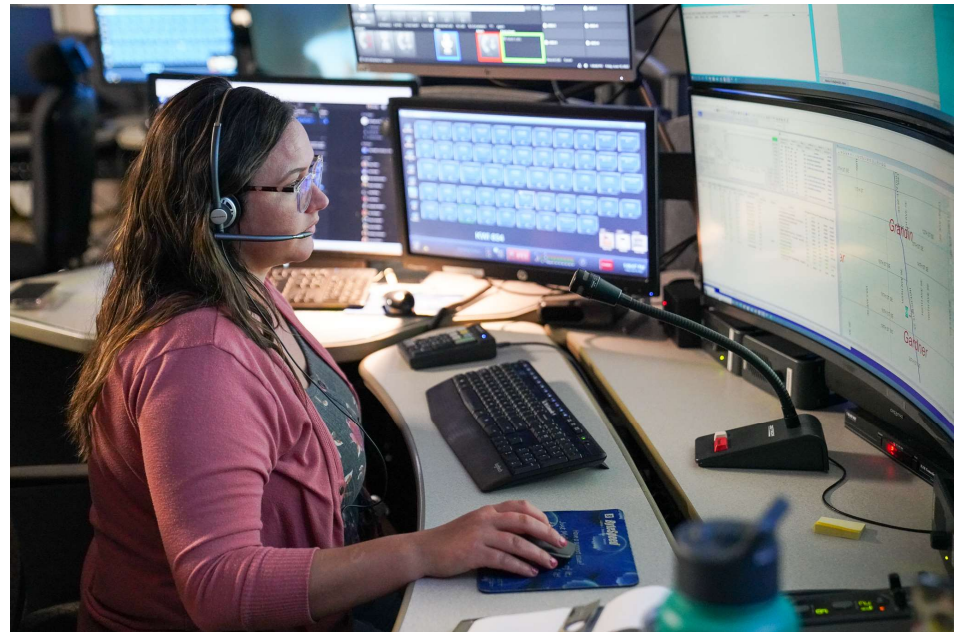
# State Radio

## Funding – 2 dispatch FTE

- \$168,286 ongoing General Funds
- Acquired in 2021-23 biennium (from NG)
- Costs split with locals (Special Funds)

## Dispatch Consoles

- \$300,000 one-time General Funds
- Purchased new 15 years ago
  - Others purchased used 7 years ago
- Not supported by manufacturer
- Purchased last remaining parts on eBay



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# Williston Readiness Center

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- **Not in the Governor's Recommendation**
- Senate Appropriations added \$2,600,000 for design and architecture - ARPA
- A newly constructed facility would replace the current building rented from the city



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# Funding Authority

Title	Description	Amount
Capital Assets	EMPG & Homeland Security Grants	\$660,000
Grants	EMPG, HLS, & HazChem Funds	\$13,240,000
Disaster Costs	Federal Spending	\$23,245,722
Disaster Costs	State Spending	\$1,986,689
Additional Grant Funding	Cybersecurity Grant – 10% local match (General Funds)	\$628,000
Additional Disaster Costs	Spring Storm, COVID, Winter Storms, BRIC 2022	\$142,652,500

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# Disaster Costs – Additional Funding

Title	Federal	Special (DRF)	Total
DR 4660 – Spring Storm 2022	\$47,600,000	\$4,850,000	\$52,450,000
DR 4509 – COVID – Hazard Mitigation	64,500,000	500,000	65,000,000
New Disaster – Winter Storm 2022	2,847,500	355,000	3,202,500
BRIC 2022 – Building Resilient Infrastructure & Communities	<u>22,000,000</u>	<u>0</u>	<u>22,000,000</u>
Additional Disaster Costs	<u>\$136,947,500</u>	<u>\$5,705,000</u>	<u>\$142,652,500</u>

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# Facility Maintenance Funds

- \$1,500,000 (General)
- 330 facilities state-wide
- \$900,000,000 estimated replacement value
- Extend life expectancy through necessary repairs and updates



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# Facility Maintenance Funds - \$1.5M

Description	Federal	State	Total
Roof Replacement, Minot AFRC	\$2,021,701	\$566,546	\$2,588,247
Brick/Joint & Sealant Repairs, GFK	721,000	206,217	927,217
Parking Lot Repairs, Fargo AFRC	288,039	288,039	576,078
Air Handler Replacement, CG	333,300	372,185	705,485
BAS Upgrades & HVAC Re-Balance, RJB	<u>301,537</u>	<u>301,537</u>	<u>603,074</u>
Total	<u>\$3,665,577</u>	<u>\$1,734,524</u>	<u>\$5,400,101</u>

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# State Tuition Assistance Expansion - SB 2094

Program	Projected Amount
Current State Tuition Assistance Program	\$2,700,000
Expanded out-of-state Tuition Assistance Program	\$1,442,500
ND 1000 Recruiting Program	\$ 320,000
Funds Required if Federal Army Tuition Assistance Ends	\$ 604,000
Total:	\$5,066,500

\* Approximate Appropriation in SB2016: \$5,132,235

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2023-25  
OTAG Budget Priorities

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# Total Rewards

- Cost of turn-over: \$1,100,000/biennium; equals 8 experienced 911 dispatchers

State Radio	Turnover Rate 33%	Percent Behind Nearest Competitor 16%	Dispatchers <3 Years of Experience 48%
Homeland Security	Retirement Eligible 28%	Employees Below Market Policy Point 80%	Average Years of Service 14
National Guard	Retirement Eligible 26%	Employees Below Market Policy Point 72%	Average Years of Service 12

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# 2023-25 Budget Priorities

Adjutant General	Amount
1. Retirement Pay-Outs	\$275,000 (General & Federal)
Emergency Services	Amount
1. State Radio Console Upgrade	\$300,000 (General)
2. Watch Center (Ops&Maint/6 FTEs)	\$1,468,592 (General)
3. STORM Act	\$1,000,000 (DRF)
4. NDIT Cost Increase	\$156,000 (General)
5. Training & Ops Manager	\$255,456 (General & Special)
6. State Radio Cost to Continue (2 FTEs)	\$168,286 (General)
7. Federal Equipment (DES Federal Authority)	\$660,000 (Federal)
8. Federal Authority Increase – Disaster & Grant Spending	\$181,124,911 (Federal & Special)
9. Cybersecurity Local Match	\$628,000 (General)

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# 2023-25 Budget Priorities

National Guard	Amount
1. Dickinson Readiness Center (Construction/Start-Up/Ops&Maint/FTEs=50/50)	\$8.6M (ARPA) / \$300K / \$354K / \$612,348
2. Camp Grafton Training Facility (1 FTE=50/50) <del>Camp Grafton Billets</del>	<del>\$5.3M (ARPA)</del> \$9M (Legacy) / \$12,064 (General & Federal)
3. Camp Grafton Billets <del>Camp Grafton Training Facility (1 FTE=50/50)</del>	<del>\$9M (Legacy) / \$12,064 (General &amp; Federal)</del> \$5.3M (ARPA)
4. Facility Maintenance	\$1.5M (Federal Match = ~\$2.4M)
5. Emergency Radio Upgrade	\$2.7M (SIIF)
6. Air National Guard Security Forces FTE	\$142,638 (Federal)
7. Rental Payment Increase	\$374,776 (General)
8. State Active-Duty Wild Land Fire Training Funds	\$40K (General)
9. ND1000 (Emergency Clause – SB 2016 Section 9.2)	\$320,000 (General)
10. North Dakota Military Museum – <b><u>\$40M in Authority</u></b>	\$20M Legacy and \$20M fundraising authority for cost of construct, ops, and maintenance.
11. Williston Design Funds	\$2.6M (ARPA)
Civil Air Patrol	Amount
1. Civil Air Patrol Hangar	\$60K (General)
2. Civil Air Patrol 3% Budget Increase	\$4,915 (General)

# Carry Over Requests

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# 2023-25 Carry Over Clause Requests

Description	Section	Amount	Justification
Comp. Aided Dispatch Upgrade	9.1	\$311,647	Project is substantially complete, requesting carryover for unforeseen integration issues.
State Tuition Assistance	9.2	\$1,770,000	Expanding program to include out of state use
Fraine Barracks Automation System	9.3	\$80,000 State / \$240,000 Fed	Supply chain issues have extended this project
Dickinson Readiness Center	9.4	\$15,500,000	Project delayed due to increased construction cost and need for additional funds
Line of Communication Bridge Training Site	9.5	\$6,000,000	Federal funds not appropriated until 2024
Range Expansion	9.6	\$2,300,000	Continue to pursue a solution with landowners

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# 2023-25 Carry Over Clause Requests

Description	Section	Amount	Justification
COVID Response - subdivision 7 of section 1 of chapter 27 of the 2021 Session Laws is not subject to section 54-44.1-11	9.7	\$148,666,667	Unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.
COVID Response - subdivision 7 of section 2 of chapter 28 of the 2021 Session Laws is not subject to section 54-44.1-11	9.7	\$887,873	Unexpended funds from this appropriation may be used for the purpose of defraying COVID-19 and other expenses during the biennium beginning July 1, 2023, and ending June 30, 2025.
ARPA - subsection 24 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11	9.8	\$450,000	Unexpended funds from this appropriation may be used for the purpose of replacing the SAD software and maintenance during the biennium beginning July 1, 2023, and ending June 30, 2025.
ARPA - subsection 31 of section 1 of chapter 550 of the 2021 special session laws is not subject to section 54-44.1-11	9.9	\$2,000,000	Unexpended funds from this appropriation may be used for the purpose of enhancing housing at Camp Grafton during the biennium beginning July 1, 2023, and ending June 30, 2025.

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# Exemptions & Transfers

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# 2023-25 Exemptions & Transfers

Title	Section	Description
Veterans Cemetery Maintenance Fund	3	Appropriate additional funds received and deposited in maintenance fund for operations.
Transfer – Veterans’ Cemetery Trust Fund – One-Time Funding	4	The unexpended funds of \$26,656 available for the payment of adjusted compensation to veterans that was required to be transferred to the veterans’ cemetery trust fund during the biennium 2019-2021 pursuant to section 12 of chapter 41 of the 2019 Session Laws.
Estimated Income – ARPA – One-Time Funding	5	Transfer \$16,800,000 from the ARPA to the North Dakota adjutant general, of which, \$5,300,000 is to go towards the construction of billets at Camp Grafton, \$2,600,000 for Williston Armory Design and \$8,900,000 for the completion of the Dickinson readiness center, for the biennium beginning July 1, 2023, and ending June 30, 2025.
Estimated Income – SIIF	6	Includes \$2,700,000 from the strategic investment and improvements fund for statewide interoperable radio network equipment.
Cybersecurity Grant Program	7	Provide grants to political subdivisions for all or a portion of the required ten percent local match for cybersecurity enforcement.

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# 2023-25 Exemptions & Transfers

Title	Section	Description
Maintenance and Repairs - Transfers	8	Authority to transfer up to \$500K to operating and capital assets line items from various lines as necessary for maintenance and repair of state-owned facilities.
Camp Grafton Expansion - Legislative Intent	10	Continue to provide intent for Camp Grafton expansion.
North Dakota Military Museum Authority	11	The adjutant general may accept funds including private and federal, to match state funds for the construction of a North Dakota military museum during the period beginning with the effective date of this Act and ending June 30, 2027. The adjutant general, with the approval of the governor, has entered into an agreement with the state historical society for the construction of a new facility, the renovation of an existing property, and the operations and maintenance of a military museum.
Emergency	12	Section 4 and 7 of this Act are declared to be an emergency measure.



# Senate Changes to Governor's Recommendation

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- Removed
  - Camp Grafton Training Facility - \$9,000,000 & FTE (50% state cost share)
  - Military Museum - \$20,000,000 – Legacy Funds
- Changed:
  - Camp Grafton Lodging to \$5,300,000; switched from SIIF to ARPA
  - Dickinson Readiness to \$8,600,000; switched from SIIF to ARPA
- Added:
  - \$2,600,000 ARPA funding for the design of a future Armory in Williston

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# Questions

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23.0270.02005  
Title.

Prepared by the Legislative Council staff for  
Representative Brandenburg  
March 14, 2023

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 4, after line 7, insert:

**"SECTION 5. APPROPRIATION - FLOOD PROTECTION GRANTS - DISASTER RELIEF FUND - ONE-TIME FUNDING.** There is appropriated out of any moneys in the disaster relief fund in the state treasury, not otherwise appropriated, the sum of \$331,286, or so much of the sum as may be necessary, to the adjutant general for the purpose of providing flood protection grants to the city of Marion, for the biennium beginning July 1, 2023, and ending June 30, 2025. The funding provided in this section is considered a one-time funding item."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

This amendment provides a \$331,286 appropriation from the disaster relief fund to the Adjutant General for disaster flood protection grants to the City of Marion.

#26547

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Executive Budget Recommendation				Senate Version				House Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590
<b>2023-25 Ongoing Funding Changes</b>												
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243
Salary increase		965,608	1,755,542	2,721,150		720,583	1,315,228	2,035,811		965,608	1,755,542	2,721,150
Health insurance increase		332,474	737,408	1,069,882		340,122	754,371	1,094,493		332,474	737,408	1,069,882
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456	1.00	153,274	102,182	255,456	0.00	0	0	0
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592	6.00	1,468,592		1,468,592	0.00	0		0
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	489,674	476,674	966,348	3.00	174,794	161,794	336,588	0.00	0	0	0
Adds 1 FTE general trades maintenance worker position	1.00	6,032	6,032	12,064				0				0
Adds 1 FTE position for Air National Guard security forces				0	1.00		142,638	142,638	1.00		142,638	142,638
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0		168,286	(168,286)	0		168,286	(168,286)	0
Adds funding for IT rate increase		8,787	18,670	27,457		8,787	18,670	27,457		8,787	18,670	27,457
Transfers funding between line items			(1)	(1)			(1)	(1)			(1)	(1)
Adds funding for increase in armory rent		374,776		374,776		374,776		374,776		374,776		374,776
Adds funding for Civil Air Patrol 3 percent operating costs increase		4,915		4,915		4,915		4,915		4,915		4,915
Adds funding for ND1000 recruiting program				0		320,000		320,000		320,000		320,000
Adds funding for state active duty training funds		40,000		40,000		40,000		40,000		40,000		40,000
Adds funding for maintenance and repairs		1,500,000		1,500,000		1,500,000		1,500,000		1,000,000		1,000,000
Adds funding for increased IT unification costs		156,000		156,000		156,000		156,000		156,000		156,000
Removes ongoing funding for federal equipment			(660,000)	(660,000)			(660,000)	(660,000)			(660,000)	(660,000)
Adds funding for homeland security grants			13,240,000	13,240,000			13,240,000	13,240,000			13,240,000	13,240,000
Adds funding for cybersecurity grant				0		628,000		628,000		628,000		628,000
Adjusts funding for disaster grants			22,732,411	22,732,411			22,732,411	22,732,411			22,732,411	22,732,411
<b>Total ongoing funding changes</b>	<b>11.00</b>	<b>\$5,759,808</b>	<b>\$38,435,485</b>	<b>\$44,195,293</b>	<b>11.00</b>	<b>\$6,149,519</b>	<b>\$37,833,860</b>	<b>\$43,983,379</b>	<b>1.00</b>	<b>\$4,090,236</b>	<b>\$37,993,235</b>	<b>\$42,083,471</b>
<b>One-Time Funding Items</b>												
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000		\$0	\$0	\$0
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000			2,700,000	2,700,000			2,700,000	2,700,000
Adds one-time funding for a Camp Grafton fitness facility project #2			9,000,000	9,000,000				0				0
Adds one-time funding for Camp Grafton training center billets project #3			6,000,000	6,000,000			5,300,000	5,300,000			0	0
Adds one-time funding for a military museum project			20,000,000	20,000,000				0				0
Adds one-time funding for Dickinson Readiness Center #1		300,000	10,000,000	10,300,000			8,900,000	8,900,000			8,900,000	8,900,000
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000		60,000		60,000
Adds one-time funding for the STORM Act			1,000,000	1,000,000			1,000,000	1,000,000			1,000,000	1,000,000
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000		300,000		300,000		300,000		300,000
Adds one-time funding for disaster response equipment			660,000	660,000			660,000	660,000			660,000	660,000
Adds one-time funding for Williston Readiness Center #4				0			2,600,000	2,600,000			0	0
Adds one-time funding for disaster grants				0			142,652,500	142,652,500			142,652,500	142,652,500
<b>Total one-time funding changes</b>	<b>0.00</b>	<b>\$760,000</b>	<b>\$49,535,000</b>	<b>\$50,295,000</b>	<b>0.00</b>	<b>\$460,000</b>	<b>\$163,987,500</b>	<b>\$164,447,500</b>	<b>0.00</b>	<b>\$360,000</b>	<b>\$155,912,500</b>	<b>\$156,272,500</b>
<b>Total Changes to Base Level Funding</b>	<b>11.00</b>	<b>\$6,519,808</b>	<b>\$87,970,485</b>	<b>\$94,490,293</b>	<b>11.00</b>	<b>\$6,609,519</b>	<b>\$201,821,360</b>	<b>\$208,430,879</b>	<b>1.00</b>	<b>\$4,450,236</b>	<b>\$193,905,735</b>	<b>\$198,355,971</b>
<b>2023-25 Total Funding</b>	<b>233.00</b>	<b>\$29,402,040</b>	<b>\$223,448,843</b>	<b>\$252,850,883</b>	<b>233.00</b>	<b>\$29,491,751</b>	<b>\$337,299,718</b>	<b>\$366,791,469</b>	<b>223.00</b>	<b>\$27,332,468</b>	<b>\$329,384,093</b>	<b>\$356,716,561</b>
<i>Federal funds included in other funds</i>			<i>\$163,359,085</i>				<i>\$313,867,906</i>				<i>\$308,691,517</i>	
<i>Total ongoing changes as a percentage of base level</i>	<i>5.0%</i>	<i>25.2%</i>	<i>28.4%</i>	<i>27.9%</i>	<i>5.0%</i>	<i>26.9%</i>	<i>27.9%</i>	<i>27.8%</i>	<i>0.5%</i>	<i>17.9%</i>	<i>28.0%</i>	<i>26.6%</i>
<i>Total changes as a percentage of base level</i>	<i>5.0%</i>	<i>28.5%</i>	<i>64.9%</i>	<i>59.7%</i>	<i>5.0%</i>	<i>28.9%</i>	<i>149.0%</i>	<i>131.6%</i>	<i>0.5%</i>	<i>19.4%</i>	<i>143.1%</i>	<i>125.3%</i>



Other Sections in Adjutant General - Budget No. 540

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>	<u>House Version</u>
Veterans' Cemetery maintenance fund	Section 3 would appropriate any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	
Transfer to Veterans' Cemetery trust fund	Section 20 would provide for the transfer \$26,656 of unexpended funding from the general fund for payment of adjusted compensation to veterans pursuant to Section 12 of Chapter 41 of the 2019 Session Laws to the Veterans' Cemetery trust fund.	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.	
Federal State Fiscal Recovery Fund		Section 5 identifies \$16.8 million from the State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.	Section 5 identifies \$11.6 million from the State Fiscal Recovery Fund, of which \$2.7 million is for statewide interoperable radio network equipment and \$8.9 million is for the completion of the Dickinson Readiness Center.
Transfer of SIIF	Section 17 would transfer \$16 million from SIIF, of which \$6 million is for the construction of billets at Camp Grafton and \$10 million is for the completion of the Dickinson Readiness Center, to the Adjutant General.	Section 6 identifies \$2.7 million from SIIF for statewide interoperable radio network equipment.	House removed this section
Cybersecurity grant		Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.	
Maintenance and repairs	Section 4 would authorize 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	
Exemption - Computer-aided dispatch equipment	Section 5 would provide that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	
Exemption - Tuition, recruiting, and retention	Section 6 would provide that any unexpended general fund or special funds appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of Section 9 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	
Exemption - Fraine Barracks automation system	Section 7 would provide that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	
Exemption - Dickinson Readiness Center	Section 8 would provide that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	

Other Sections in Adjutant General - Budget No. 540

	<u>Executive Budget Recommendation</u>	<u>Senate Version</u>	<u>House Version</u>
Exemption - Communication bridge training site	Section 9 would provide that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	
Exemption - Camp Grafton expansion	Section 10 would provide that any unexpended funds from the National Guard training area and facility development trust fund and SIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	
Exemption - COVID-19 response line	Sections 11, 12, and 13 would provide that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of Section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	
Exemption - American Rescue Plan Act	Sections 14 and 15 would provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of Section 9 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	
Camp Grafton expansion	Section 18 would continue legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	
North Dakota military museum	Section 19 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.	Section 11 allows the Adjutant General to accept funds, including private and federal, for the construction of a North Dakota military museum.	
Emergency clause		Section 12 declares sections 4 and 7 of this act to be an emergency measure.	Section 12 declares sections 4 and 7 of this act and \$60,000 from the Civil Air Patrol line item in section 1 of this act for Minot hangar purchase to be an emergency measure.
Transfer of legacy earnings fund	Section 16 would transfer \$29 million from the legacy earnings fund, of which \$20 million is for the construction of a military museum and \$9 million is for the construction of a training facility at Camp Grafton, to the Adjutant General.		



# 2023-25 Budget Priorities

Adjutant General		Amount
1. Retirement Pay-Outs		\$275,000 (General & Federal)
Emergency Services		Amount
1. State Radio Console Upgrade		\$300,000 (General)
2. Watch Center (Ops&Maint/6 FTEs)		\$1,468,592 (General)
3. STORM Act		\$1,000,000 (DRF)
4. NDIT Cost Increase		\$156,000 (General)
5. Training & Ops Manager (FTE)		\$255,456 (General & Special)
6. State Radio Cost to Continue (2 FTEs)		\$168,286 (General)
7. Federal Equipment (DES Federal Authority)		\$660,000 (Federal)
8. Federal Authority Increase – Disaster & Grant Spending		\$181,124,911 (Federal & Special)
9. Cybersecurity Local Match		\$628,000 (General)

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# 2023-25 Budget Priorities

National Guard		Amount
1. Dickinson Readiness Center (Construction/Start-Up/Ops&Maint/FTEs=50/50)		\$8.6M (ARPA) / \$300K / \$354K / \$612,348
2. <b>Camp Grafton Training Facility (1 FTE=50/50) <del>Camp Grafton Billets</del></b>		<del>\$5.3M (ARPA)</del> \$9M (Legacy) / \$12,064 (General & Federal)
3. <b>Camp Grafton Billets <del>Camp Grafton Training Facility (1 FTE=50/50)</del></b>		<del>\$9M (Legacy) / \$12,064 (General &amp; Federal)</del> \$5.3M (ARPA)
4. Facility Maintenance		\$1.5M (Federal Match = ~\$2.4M)
5. Emergency Radio Upgrade		\$2.7M (SIIF)
6. Air National Guard Security Forces FTE		\$142,638 (Federal)
7. Rental Payment Increase		\$374,776 (General)
8. State Active-Duty Wild Land Fire Training Funds		\$40K (General)
9. ND1000 (Emergency Clause – SB 2016 Section 9.2)		\$320,000 (General)
10. North Dakota Military Museum – <b><u>\$40M in Authority</u></b>		\$20M Legacy and \$20M fundraising authority for cost of construct, ops, and maintenance.
11. Williston Design Funds		\$2.6M (ARPA)
Civil Air Patrol		Amount
1. Civil Air Patrol Hangar		\$60K (General)
2. Civil Air Patrol 3% Budget Increase		\$4,915 (General)



#26953

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Senate Version				House Version				House Changes to Senate Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease) - Senate Version			
									FTE Positions	General Fund	Other Funds	Total
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590	0.00	\$0	\$0	\$0
<b>2023-25 Ongoing Funding Changes</b>												
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243				\$0
Salary increase		720,583	1,315,228	2,035,811		965,608	1,755,542	2,721,150		245,025	440,314	685,339
Health insurance increase		340,122	754,371	1,094,493		332,474	737,408	1,069,882		(7,648)	(16,963)	(24,611)
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456	1.00	153,274	102,182	255,456				0
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592	4.00	1,059,332		1,059,332	(2.00)	(409,260)		(409,260)
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	174,794	161,794	336,588	2.00	153,997	140,997	294,994	(1.00)	(20,797)	(20,797)	(41,594)
Adds 1 FTE general trades maintenance worker position				0	1.00	6,032	6,032	12,064	1.00	6,032	6,032	12,064
Adds 1 FTE position for Air National Guard security forces	1.00		142,638	142,638	1.00		142,638	142,638				0
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0		168,286	(168,286)	0				0
Adds funding for IT rate increase		8,787	18,670	27,457		8,787	18,670	27,457				0
Transfers funding between line items			(1)	(1)			(1)	(1)				0
Adds funding for increase in armory rent		374,776		374,776		374,776		374,776				0
Adds funding for Civil Air Patrol 3 percent operating costs increase		4,915		4,915		4,915		4,915				0
Adds funding for ND1000 recruiting program		320,000		320,000		320,000		320,000				0
Adds funding for state active duty training funds		40,000		40,000		40,000		40,000				0
Adds funding for maintenance and repairs		1,500,000		1,500,000		1,000,000		1,000,000		(500,000)		(500,000)
Adds funding for increased IT unification costs		156,000		156,000		156,000		156,000				0
Removes ongoing funding for federal equipment			(660,000)	(660,000)			(660,000)	(660,000)				0
Adds funding for homeland security grants			13,240,000	13,240,000			13,240,000	13,240,000				0
Adds funding for cybersecurity grant		628,000		628,000		0		0		(628,000)		(628,000)
Adjusts funding for disaster grants			22,732,411	22,732,411			22,732,411	22,732,411				0
Total ongoing funding changes	11.00	\$6,149,519	\$37,833,860	\$43,983,379	9.00	\$4,834,871	\$38,242,446	\$43,077,317	(2.00)	(\$1,314,648)	\$408,586	(\$906,062)
<b>One-Time Funding Items</b>												
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000				\$0
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000			2,700,000	2,700,000				0
Adds one-time funding for a Camp Grafton fitness facility project #2				0			9,000,000	9,000,000			9,000,000	9,000,000
Adds one-time funding for Camp Grafton training center billets project #3			5,300,000	5,300,000			0	0		(5,300,000)		(5,300,000)
Adds one-time funding for a military museum project				0			20,000,000	20,000,000			20,000,000	20,000,000
Adds one-time funding for Dickinson Readiness Center #1			8,900,000	8,900,000			8,900,000	8,900,000				0
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000				0
Adds one-time funding for the STORM Act			1,000,000	1,000,000			1,000,000	1,000,000				0
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000		300,000		300,000				0
Adds one-time funding for disaster response equipment			660,000	660,000			660,000	660,000				0
Adds one-time funding for Williston Readiness Center #4			2,600,000	2,600,000			0	0		(2,600,000)		(2,600,000)
Adds one-time funding for cybersecurity grant				0		628,000		628,000		628,000		628,000
Adds one-time funding for disaster grants			142,652,500	142,652,500			142,652,500	142,652,500				0
Adds one-time funding for flood mitigation grants				0				0				0
Adds one-time funding for cold war trail project				0				0				0
Adds one-time funding for disaster motuary response team training				0				0				0
Total one-time funding changes	0.00	\$460,000	\$163,987,500	\$164,447,500	0.00	\$1,088,000	\$185,087,500	\$186,175,500	0.00	\$628,000	\$21,100,000	\$21,728,000
<b>Total Changes to Base Level Funding</b>	11.00	\$6,609,519	\$201,821,360	\$208,430,879	9.00	\$5,922,871	\$223,329,946	\$229,252,817	(2.00)	(\$686,648)	\$21,508,586	\$20,821,938
<b>2023-25 Total Funding</b>	233.00	\$29,491,751	\$337,299,718	\$366,791,469	231.00	\$28,805,103	\$358,808,304	\$387,613,407	(2.00)	(\$686,648)	\$21,508,586	\$20,821,938



<i>Federal funds included in other funds</i>									
			\$313,867,906			\$318,013,546			\$4,145,640
<i>Total ongoing changes as a percentage of base level</i>	5.0%	26.9%	27.9%	27.8%	4.1%	21.1%	28.2%	27.2%	
<i>Total changes as a percentage of base level</i>	5.0%	28.9%	149.0%	131.6%	4.1%	25.9%	164.8%	144.8%	

**Other Sections in Adjutant General - Budget No. 540**

	<u>Senate Version</u>	<u>House Version</u>
Veterans' Cemetery maintenance fund	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Transfer to Veterans' Cemetery trust fund	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.
Federal State Fiscal Recovery Fund	Section 5 identifies \$16.8 million from the State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.	Section 6 identifies \$20.6 million from the State Fiscal Recovery Fund, of which \$2.7 million is for statewide interoperable radio network equipment, \$9.0 for the construction of the Camp Grafton fitness facility, and \$8.9 million is for the completion of the Dickinson Readiness Center. Should federal appropriations become available for the completion of the Dickinson Readiness Center, then funds not exceeding \$5.3 million from the State Fiscal Recovery Fund provided in this section may instead be used for the construction of Camp Grafton training center billets.
Transfer of SIIF	Section 6 identifies \$2.7 million from SIIF for statewide interoperable radio network equipment.	
Cybersecurity grant	Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.	Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.
Maintenance and repairs	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.
Exemption - Computer-aided dispatch equipment	Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Tuition, recruiting, and retention	Subsection 2 of Section 9 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of Section 9 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.

## Other Sections in Adjutant General - Budget No. 540

	<u>Senate Version</u>	<u>House Version</u>
Exemption - Fraine Barracks automation system	Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Communication bridge training site	Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Subsection 7 of Section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of Section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - American Rescue Plan Act	Subsections 8 and 9 of Section 9 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of Section 9 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Camp Grafton expansion	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.
North Dakota military museum	Section 11 allows the Adjutant General to accept funds, including private and federal, for the construction of a North Dakota military museum.	Section 11 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.
Emergency clause	Section 12 declares sections 4 and 7 of this act to be an emergency measure.	Section 12 declares sections 4 and 7 of this act and \$60,000 from the Civil Air Patrol line item in section 1 of this act for Minot hangar purchase to be an emergency measure.
Transfer of legacy earnings fund		

Other Sections in Adjutant General - Budget No. 540

Bank of North Dakota - Line of credit

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Senate Version

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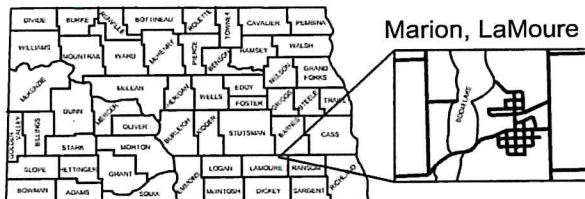
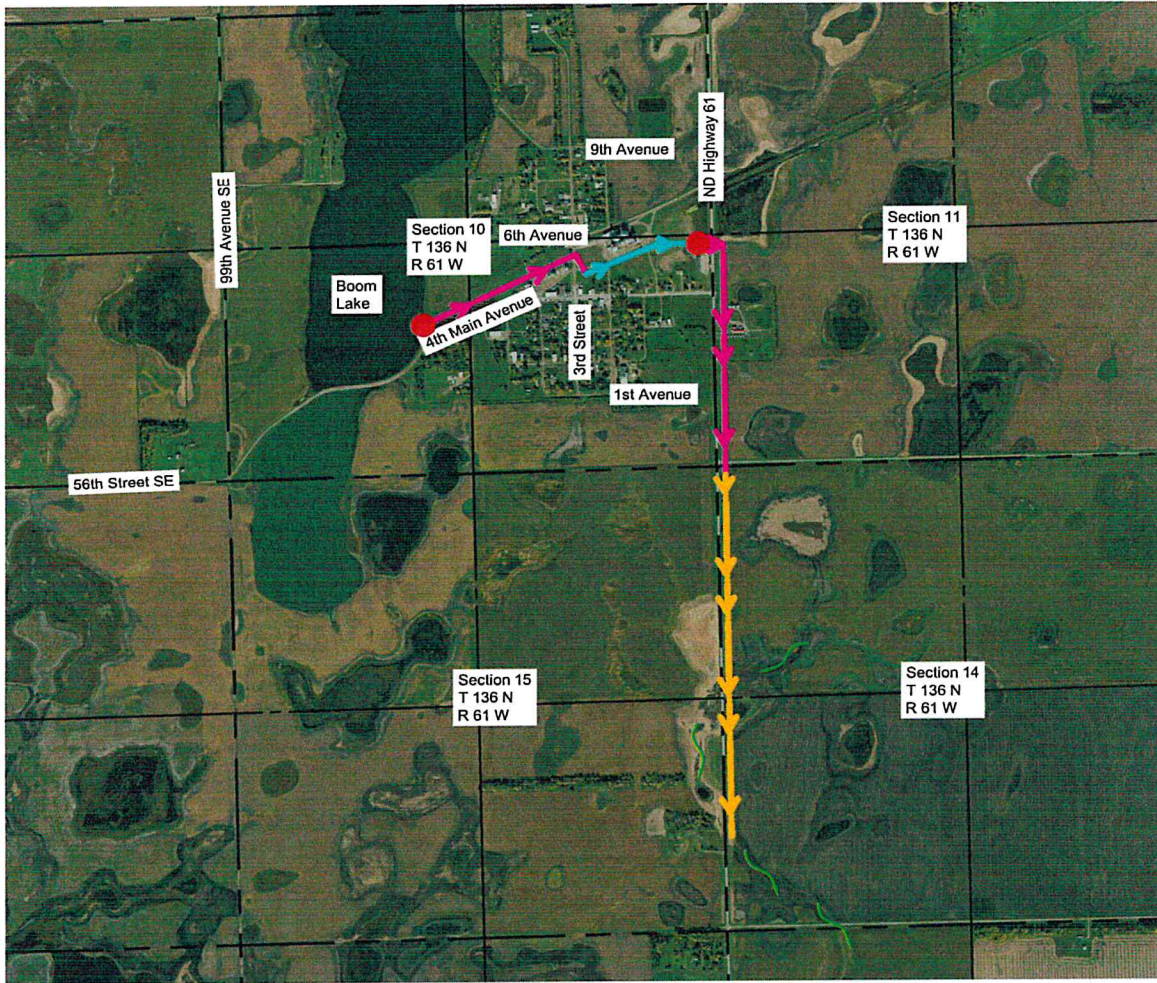
House Version


Section 5 establishes a line of credit at the Bank of North Dakota to the Adjutant General to provide funding to pay costs associated with the construction of the North Dakota Military Museum. The line of credit may not exceed \$20 million.

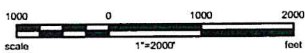
**SECTION 5. BANK OF NORTH DAKOTA - LINE OF CREDIT.** The Bank of North Dakota shall extend a line of credit to the adjutant general to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing interest rate charged to North Dakota governmental entities. It is the intent of the sixty-eighth legislative assembly that the adjutant general request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit.



# Boom Lake Flood Mitigation Location Map City of Marion, ND



-  Proposed Forcemain
-  Proposed Storm Sewer
-  Proposed Open Drain
-  Proposed Lift Station





# Marion Permanent Drain Mitigation Project

- The City of Marion has proposed the installation of a permanent drain to lower the water levels of Boom Lake and prevent future threats to the community
  - Current Estimate - \$3,000,000\*
  - 75% Federal Share - \$2,250,000
  - 10% State Share - \$300,000
  - 15% Local Share - \$450,000

\* Current engineers estimate for this project totals \$2,208,570, but based on inflation and costs for environmental permitting, the final project cost is expected to be closer to \$3,000,000

#27263

**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Senate Version				House Version				House Changes to Senate Version Increase (Decrease) - Senate Version			
	FTE	General	Other	Total	FTE	General	Other	Total	FTE	General	Other	Total
	Positions	Fund	Funds		Positions	Fund	Funds		Positions	Fund	Funds	
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590	0.00	\$0	\$0	\$0
<b>2023-25 Ongoing Funding Changes</b>												
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243				\$0
Salary increase		720,583	1,315,228	2,035,811		935,408	1,750,286	2,685,694		214,825	435,058	649,883
Health insurance increase		340,122	754,371	1,094,493		319,616	734,836	1,054,452		(20,506)	(19,535)	(40,041)
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456	1.00	153,274	102,182	255,456				0
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592	4.00	1,059,332		1,059,332	(2.00)	(409,260)		(409,260)
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	174,794	161,794	336,588	2.00	153,997	140,997	294,994	(1.00)	(20,797)	(20,797)	(41,594)
Adds 1 FTE general trades maintenance worker position				0	1.00	6,032	6,032	12,064	1.00	6,032	6,032	12,064
Adds 1 FTE position for Air National Guard security forces	1.00		142,638	142,638	1.00		142,638	142,638				0
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0		168,286	(168,286)	0				0
Removes salary funding for funding pool				0		(1,870,255)	(1,823,975)	(3,694,230)		(1,870,255)	(1,823,975)	(3,694,230)
Adds funding for IT rate increase		8,787	18,670	27,457		8,787	18,670	27,457				0
Transfers funding between line items			(1)	(1)			(1)	(1)				0
Adds funding for increase in armory rent		374,776		374,776		374,776		374,776				0
Adds funding for Civil Air Patrol 3 percent operating costs increase		4,915		4,915		4,915		4,915				0
Adds funding for ND1000 recruiting program		320,000		320,000		320,000		320,000				0
Adds funding for state active duty training funds		40,000		40,000		40,000		40,000				0
Adds funding for maintenance and repairs		1,500,000		1,500,000		0		0		(1,500,000)		(1,500,000)
Adds funding for increased IT unification costs		156,000		156,000		156,000		156,000				0
Removes ongoing funding for federal equipment			(660,000)	(660,000)			(660,000)	(660,000)				0
Adds funding for homeland security grants			13,240,000	13,240,000			13,240,000	13,240,000				0
Adds funding for cybersecurity grant		628,000		628,000		0		0		(628,000)		(628,000)
Adjusts funding for disaster grants			22,732,411	22,732,411			22,732,411	22,732,411				0
Total ongoing funding changes	11.00	\$6,149,519	\$37,833,860	\$43,983,379	9.00	\$1,921,558	\$36,410,643	\$38,332,201	(2.00)	(\$4,227,961)	(\$1,423,217)	(\$5,651,178)
<b>One-Time Funding Items</b>												
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000				\$0
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000			2,700,000	2,700,000				0
Adds one-time funding for a Camp Grafton fitness facility project #2				0			9,000,000	9,000,000			9,000,000	9,000,000
Adds one-time funding for Camp Grafton training center billets project #3			5,300,000	5,300,000			0	0		(5,300,000)		(5,300,000)
Adds one-time funding for a military museum project				0			20,000,000	20,000,000			20,000,000	20,000,000
Adds one-time funding for Dickinson Readiness Center #1			8,900,000	8,900,000			8,900,000	8,900,000				0
Adds one-time funding for maintenance and repairs				0		1,000,000		1,000,000		1,000,000		1,000,000
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000				0
Adds one-time funding for the STORM Act			1,000,000	1,000,000			1,000,000	1,000,000				0
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000		150,000		150,000		(150,000)		(150,000)
Adds one-time funding for disaster response equipment			660,000	660,000			660,000	660,000				0
Adds one-time funding for Williston Readiness Center #4			2,600,000	2,600,000			0	0			(2,600,000)	(2,600,000)
Adds one-time funding for cybersecurity grant				0		628,000		628,000		628,000		628,000
Adds one-time funding for disaster grants			142,652,500	142,652,500			142,652,500	142,652,500				0
Adds one-time funding for flood mitigation grants				0			225,000	225,000			225,000	225,000
Adds one-time funding for cold war trail project				0				0				0
Adds one-time funding for disaster mortuary response team training				0		125,000		125,000		125,000		125,000
Total one-time funding changes	0.00	\$460,000	\$163,987,500	\$164,447,500	0.00	\$2,063,000	\$185,312,500	\$187,375,500	0.00	\$1,603,000	\$21,325,000	\$22,928,000
<b>Total Changes to Base Level Funding</b>	11.00	\$6,609,519	\$201,821,360	\$208,430,879	9.00	\$3,984,558	\$221,723,143	\$225,707,701	(2.00)	(\$2,624,961)	\$19,901,783	\$17,276,822

<b>2023-25 Total Funding</b>	233.00	\$29,491,751	\$337,299,718	\$366,791,469	231.00	\$26,866,790	\$357,201,501	\$384,068,291	(2.00)	(\$2,624,961)	\$19,901,783	\$17,276,822
<i>Federal funds included in other funds</i>			\$313,867,906				\$316,511,468				\$2,643,562	
<i>Total ongoing changes as a percentage of base level</i>	5.0%	26.9%	27.9%	27.8%	4.1%	8.4%	26.9%	24.2%				
<i>Total changes as a percentage of base level</i>	5.0%	28.9%	149.0%	131.6%	4.1%	17.4%	163.7%	142.5%				

**Other Sections in Adjutant General - Budget No. 540**

	Senate Version	House Version
Veterans' Cemetery maintenance fund	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Transfer to Veterans' Cemetery trust fund	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.
Federal State Fiscal Recovery Fund	Section 5 identifies \$16.8 million from the State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.	Section 6 identifies \$20.6 million from the State Fiscal Recovery Fund, of which \$2.7 million is for statewide interoperable radio network equipment, \$9.0 for the construction of the Camp Grafton fitness facility, and \$8.9 million is for the completion of the Dickinson Readiness Center. Should federal appropriations become available for the completion of the Dickinson Readiness Center, then funds not exceeding \$5.3 million from the State Fiscal Recovery Fund provided in this section may instead be used for the construction of Camp Grafton training center billets.
Transfer of SIIF	Section 6 identifies \$2.7 million from SIIF for statewide interoperable radio network equipment.	
Cybersecurity grant	Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.	Section 8 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.
Maintenance and repairs	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 9 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.
Exemption - Computer-aided dispatch equipment	Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of Section 10 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Tuition, recruiting, and retention	Subsection 2 of Section 9 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of Section 10 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.



## Other Sections in Adjutant General - Budget No. 540

	<u>Senate Version</u>	<u>House Version</u>
Exemption - Fraire Barracks automation system	Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraire Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of Section 10 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraire Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of Section 10 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Communication bridge training site	Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of Section 10 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of Section 10 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Subsection 7 of Section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of Section 10 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - American Rescue Plan Act	Subsections 8 and 9 of Section 9 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of Section 10 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Camp Grafton expansion	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 11 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.
North Dakota military museum	Section 11 allows the Adjutant General to accept funds, including private and federal, for the construction of a North Dakota military museum.	Section 12 would authorize the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum.
Emergency clause	Section 12 declares sections 4 and 7 of this act to be an emergency measure.	Section 13 declares sections 4 and 7 of this act and \$60,000 from the Civil Air Patrol line item in section 1 of this act for Minot hangar purchase to be an emergency measure.
Transfer of legacy earnings fund		

Other Sections in Adjutant General - Budget No. 540

Senate Version

House Version

Bank of North Dakota - Line of credit

Section 5 establishes a line of credit at the Bank of North Dakota to the Adjutant General to provide funding to pay costs associated with the construction of the North Dakota Military Museum. The line of credit may not exceed \$20 million.

Estimated income - State disaster relief fund

Section 7 identifies \$12,918,245 million from the State Disaster Relief Fund, of which \$11,693,245 is for unclosed state disasters, \$1 million is for the ten percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation grant, and \$225,000 is for flood mitigation grants.

## PROPOSED AMENDMENTS TO SENATE BILL NO. 2016

Page 4, after line 7, insert:

**“SECTION 5. APPROPRIATION – NATURAL DISASTER RESPONSE AND RECOVERY – DISASTER RELIEF FUND – ONE TIME FUNDING.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of the disaster relief fund in the state treasury, not otherwise appropriated, the sum of \$2,000,000 to the office of the adjutant general for the purpose of responding to and recovering from natural disasters, for the period beginning with the effective date of this Act and ending June 30, 2025.”

Page 6, line 12, after “4” insert “, 5,”

Page 6, line 12, replace “7” with “8”

Renumber Accordingly

23.0270.02001  
Title.

Prepared by the Legislative Council staff for  
the House Appropriations - Government  
Operations Division Committee

Fiscal No. 1

April 4, 2023

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 3, after the semicolon insert "to provide for a legislative management study;"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$7,150,489	\$485,293	\$7,635,782
Operating expenses	3,048,313	165,898	3,214,211
Capital assets	224,046	40,300,000	40,524,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	72,331	381,456
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	496,901	8,987,062
Army guard contract	48,203,473	1,804,510	50,007,983
Veterans' cemetery	1,325,998	33,397	1,359,395
Reintegration program	<u>925,524</u>	<u>(45,471)</u>	<u>880,053</u>
Total all funds	\$72,930,280	\$44,007,635	\$116,937,915
Less estimated income	<u>56,326,564</u>	<u>41,839,440</u>	<u>98,166,004</u>
Total general fund	\$16,603,716	\$2,168,195	\$18,771,911"

Page 2, replace lines 8 through 15 with:

"Salaries and wages	\$12,232,240	\$609,971	\$12,842,211
Operating expenses	6,502,334	313,233	6,815,567
Capital assets	660,000	150,000	810,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	<u>51,485,736</u>	<u>166,853,862</u>	<u>218,339,598</u>
Total all funds	\$85,430,310	\$181,795,066	\$267,225,376
Less estimated income	<u>79,151,794</u>	<u>179,883,703</u>	<u>259,035,497</u>
Total general fund	\$6,278,516	\$1,911,363	\$8,189,879"

Page 2, replace lines 20 through 23 with:

"Grand total general fund	\$22,882,232	\$4,079,558	\$26,961,790
Grand total special funds	<u>135,478,358</u>	<u>221,723,143</u>	<u>357,201,501</u>
Grand total all funds	\$158,360,590	\$225,802,701	\$384,163,291
Full-time equivalent positions	222.00	9.00	231.00"

Page 2, remove lines 29 through 31

Page 3, replace lines 1 through 20 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	20,000,000
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0



Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	1,000,000
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton fitness facility	0	9,000,000
Minot airport hangar	0	60,000
State radio consoles	0	150,000
Cybersecurity grant	0	628,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Flood mitigation grants	0	225,000
Disaster mortuary response team training	0	220,000
Disaster grants	0	142,652,500
Total all funds	\$40,857,873	\$187,470,500
Total other funds	<u>38,877,873</u>	<u>185,312,500</u>
Total general fund	\$1,980,000	\$2,158,000"

Page 3, line 29, replace "39-04-10" insert "39-04-10.10"

Page 3, after line 307, insert:

**"SECTION 4. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$20,600,000 from the federal state fiscal recovery fund, of which up to \$8,900,000 is for the completion of the Dickinson readiness center in accordance with section 5 of this Act, \$2,700,000 is for statewide interoperable radio network equipment, and \$9,000,000 is for the construction of the Camp Grafton fitness facility.

**SECTION 5. CONTINGENT APPROPRIATION - FEDERAL STATE FISCAL RECOVERY FUND - OTHER FEDERAL FUNDS - ADJUTANT GENERAL.**

1. Subject to the provisions of this section, there is appropriated from federal funds derived from the federal state fiscal recovery fund, not otherwise appropriated, the sum of \$5,300,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of constructing Camp Grafton training billets, for the biennium beginning July 1, 2023, and ending June 30, 2025.
2. The funding appropriated under this section is contingent upon the adjutant general certifying to the office of management and budget that at least \$5,300,000 of federal funding sources other than from the federal state fiscal recovery fund is available and will be used for the Dickinson readiness center project. Upon receiving certification, the director of the office of management and budget shall adjust the appropriate amount of federal funding authority for the Dickinson readiness center project from the federal state fiscal recovery fund to the new federal funding source."

Page 4, replace lines 8 through 17 with:

**"SECTION 7. BANK OF NORTH DAKOTA - LINE OF CREDIT - ADDITIONAL INCOME - LEGISLATIVE INTENT - MILITARY MUSEUM.** The Bank of North Dakota shall extend a line of credit to the adjutant general to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit

may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing rate charged to North Dakota governmental entities. It is the intent of the sixty-eighth legislative assembly that the adjutant general request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit. The adjutant general may accept other funds, including private and federal funds, for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. ESTIMATED INCOME - STATE DISASTER RELIEF FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 2 of section 1 of this Act includes \$12,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs related to previous state disasters, \$1,000,000 is for the ten percent state match for the federal safeguarding tomorrow through ongoing risk mitigation program, and \$225,000 is for flood mitigation grants."

Page 6, replace lines 6 through 10 with:

**"SECTION 13. LEGISLATIVE MANAGEMENT STUDY - COLD WAR TRAIL PROJECT.** During the 2023-24 interim, the legislative management shall consider studying the feasibility and desirability of a cold war trail project. The study must consider potential sites to include on the trail and options and costs of:

1. The construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
2. Providing educational resources regarding North Dakota's role in the cold war; and
3. Promoting tourism for North Dakota cold war historic sites.

The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 6, line 12, after the first "Act" insert ", the sum of \$60,000 in the civil air patrol line item of subdivision 1 of section 1 of this Act,"

Page 6, line 12, replace "4" with "6"

Page 6, line 12, replace "7" with "9"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of House Action**

	Base Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00
Department of Emergency Services				
Total all funds	\$85,430,310	\$269,022,253	(\$1,796,877)	\$267,225,376
Less estimated income	79,151,794	259,256,970	(221,473)	259,035,497

General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00
Bill total				
Total all funds	\$158,360,590	\$366,791,469	\$22,671,822	\$389,463,291
Less estimated income	135,478,358	337,299,718	25,201,783	362,501,501
General fund	\$22,882,232	\$29,491,751	(\$2,529,961)	\$26,961,790
FTE	222.00	233.00	(2.00)	231.00

**Senate Bill No. 2016 - Adjutant General - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$7,150,489	\$7,907,798	(\$272,016)	\$7,635,782
Operating expenses	3,048,313	3,299,461	(85,250)	3,214,211
Capital assets	224,046	19,724,046	20,800,000	40,524,046
Grants	210,916	585,692		585,692
Civil air patrol	309,125	387,155	(5,699)	381,456
Tuition, recruiting, and retention	3,042,235	3,362,235		3,362,235
Air guard contract	8,490,161	9,021,309	(34,247)	8,987,062
Army guard contract	48,203,473	51,174,837	(1,166,854)	50,007,983
Veterans' cemetery	1,325,998	1,395,288	(35,893)	1,359,395
Reintegration program	925,524	911,395	(31,342)	880,053
Contingent funding			5,300,000	5,300,000
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00

**Department 540 - Adjutant General - Detail of House Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts Funding for FTE Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Adds Contingent Funding for Camp Grafton Billets <sup>6</sup>
Salaries and wages	\$98,750	\$55,747	(\$426,513)			
Operating expenses		(85,250)				
Capital assets					\$20,800,000	
Grants						
Civil air patrol	2,158		(7,857)			
Tuition, recruiting, and retention						
Air guard contract	73,880		(408,127)		300,000	
Army guard contract	220,259	(27)	(887,086)	(\$500,000)		
Veterans' cemetery	13,829		(49,722)			
Reintegration program	12,299		(43,641)			
Contingent funding						\$5,300,000
Total all funds	\$421,175	(\$29,530)	(\$1,822,946)	(\$500,000)	\$21,100,000	\$5,300,000
Less estimated income	281,364	(14,765)	(1,243,343)	0	21,100,000	5,300,000
General fund	\$139,811	(\$14,765)	(\$579,603)	(\$500,000)	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	<b>Total House Changes</b>
Salaries and wages	(\$272,016)
Operating expenses	(85,250)
Capital assets	20,800,000
Grants	
Civil air patrol	(5,699)
Tuition, recruiting, and retention	
Air guard contract	(34,247)
Army guard contract	(1,166,854)
Veterans' cemetery	(35,893)
Reintegration program	(31,342)
Contingent funding	5,300,000
<b>Total all funds</b>	<b>\$24,468,699</b>
Less estimated income	25,423,256
General fund	(\$954,557)
<b>FTE</b>	<b>0.00</b>

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
Salary increase	\$147,237	\$296,353	\$443,590
Health insurance adjustment	(7,426)	(14,989)	(22,415)
<b>Total</b>	<b>\$139,811</b>	<b>\$281,364</b>	<b>\$421,175</b>

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$29,530 is adjusted for the following FTE position changes:

- Removes \$41,594 for 1 FTE custodial supervisor position for the Dickinson Readiness Center, of which \$20,797 is from the general fund and \$20,797 is from federal funds.
- Adds \$12,064 for 1 FTE trades maintenance worker position for the Camp Grafton fitness facility, of which \$6,032 is from the general fund and \$6,032 is from federal funds. The funding is for 2 months of salary.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
New FTE positions	(\$61,780)	(\$204,418)	(\$266,198)
Vacant FTE positions	(517,823)	(1,038,925)	(1,556,748)
<b>Total</b>	<b>(\$579,603)</b>	<b>(\$1,243,343)</b>	<b>(\$1,822,946)</b>

<sup>4</sup> Funding of \$1.5 million from the general fund for maintenance and repairs of National Guard facilities was changed from ongoing to one-time funding and reduced by \$500,000 to provide a total of \$1 million.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$9 million from the federal State Fiscal Recovery Fund is added for the construction of a Camp Grafton fitness facility;
- Funding of \$5.3 million from the federal State Fiscal Recovery Fund is removed for the construction of Camp Grafton training center billets (see footnote 6 below);
- Funding of \$20 million from a Bank of North Dakota line of credit is added for the construction of a North Dakota military museum; and
- Funding of \$2.6 million from the federal State Fiscal Recovery Fund is removed for design and engineering of a new Williston Readiness Center.

<sup>6</sup> A section is added providing a contingent appropriation from federal funds for the construction of Camp Grafton training center billets. If other federal funds become available for the completion of the Dickinson Readiness Center, funding from the federal State Fiscal Recovery Fund of up to \$5,300,000 may be used to construct the billets.

**Senate Bill No. 2016 - Department of Emergency Services - House Action**

	<b>Base Budget</b>	<b>Senate Version</b>	<b>House Changes</b>	<b>House Version</b>
Salaries and wages	\$12,232,240	\$14,894,591	(\$2,052,380)	\$12,842,211
Operating expenses	6,502,334	7,815,567	(1,000,000)	6,815,567
Capital assets	660,000	960,000	(150,000)	810,000
Grants	14,550,000	28,418,000		28,418,000
Disaster costs	51,485,736	216,934,095	1,405,503	218,339,598
<b>Total all funds</b>	<b>\$85,430,310</b>	<b>\$269,022,253</b>	<b>(\$1,796,877)</b>	<b>\$267,225,376</b>
Less estimated income	79,151,794	259,256,970	(221,473)	259,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00

**Department 542 - Department of Emergency Services - Detail of House Changes**

	<b>Adds Funding for Salary and Benefit Increases<sup>1</sup></b>	<b>Removes Funding for Watch Center Positions<sup>2</sup></b>	<b>Removes Salary Funding for Funding Pool<sup>3</sup></b>	<b>Adjusts Funding from Ongoing to One-Time<sup>4</sup></b>	<b>Adjusts Funding for One-Time Items<sup>5</sup></b>	<b>Total House Changes</b>
Salaries and wages	\$173,038	(\$409,260)	(\$1,816,158)			(\$2,052,380)
Operating expenses					(\$1,000,000)	(1,000,000)
Capital assets					(150,000)	(150,000)
Grants						
Disaster costs	15,629		(55,126)		1,445,000	1,405,503
<b>Total all funds</b>	<b>\$188,667</b>	<b>(\$409,260)</b>	<b>(\$1,871,284)</b>	<b>\$0</b>	<b>\$295,000</b>	<b>(\$1,796,877)</b>
Less estimated income	134,159	0	(580,632)	0	225,000	(221,473)
General fund	\$54,508	(\$409,260)	(\$1,290,652)	\$0	\$70,000	(\$1,575,404)
FTE	0.00	(2.00)	0.00	0.00	0.00	(2.00)

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
Salary increase	\$67,588	\$138,705	\$206,293
Health insurance adjustment	(13,080)	(4,546)	(17,626)
Total	\$54,508	\$134,159	\$188,667

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$409,260 from the general fund is removed for 2 FTE watch center analysts for the Department of Emergency Services.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	<b>General Fund</b>	<b>Other Funds</b>	<b>Total</b>
New FTE positions	(\$978,006)	(\$102,182)	(\$1,080,188)
Vacant FTE positions	(312,646)	(478,450)	(791,096)
Total	(\$1,290,652)	(\$580,632)	(\$1,871,284)

<sup>4</sup> Funding of \$628,000 from the general fund for the cybersecurity grant was changed from ongoing to one-time funding.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$150,000 from the general fund is reduced for State Radio console replacement to provide a total of \$150,000;
- Funding of \$220,000 from the general fund is added for disaster mortuary response team training; and
- Funding of \$225,000 from the disaster relief fund is added for flood mitigation grants to the City of Marion.

This amendment also:

- Adds a section providing a line of credit from the Bank of North Dakota to the Adjutant General for \$20 million for the construction of a North Dakota military museum.
- Identifies \$20.6 million from the federal State Fiscal Recovery Fund, of which \$8.9 million is for the completion of the Dickinson Readiness Center, \$2.7 million is for statewide interoperable radio network equipment, and \$9 million is for the construction of the Camp Grafton fitness facility. If other federal funds become available for the completion of the Dickinson Readiness Center, then federal state fiscal recovery funds of up to \$5.3 million may instead be used for the construction of Camp Grafton training center billets.
- Identifies \$12,918,245 from the federal State Disaster Relief Fund, of which \$11,693,245 is for costs relating to previous state disasters, \$1,000,000 is for the 10 percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) program, and \$225,000 is for a flood mitigation grant to the City of Marion.
- Removes a section identifying \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment. The House changed the funding to the federal State Fiscal Recovery Fund.
- Provides that the \$60,000 for the purchase of a Minot hangar is an emergency.
- Changes the section to allow the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum. The Senate version only allowed the Adjutant General to accept donations for the project.
- Adds a section to provide for a Legislative Management study of a cold war trail project.

23.0270.02006  
Title.

Prepared by the Legislative Council staff for  
the House Appropriations - Government  
Operations Division Committee  
April 10, 2023

Fiscal No. 2

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 3, after the semicolon insert "to provide for a legislative management study;"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$7,150,489	\$485,293	\$7,635,782
Operating expenses	3,048,313	165,898	3,214,211
Capital assets	224,046	40,300,000	40,524,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	72,331	381,456
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	496,901	8,987,062
Army guard contract	48,203,473	1,804,510	50,007,983
Veterans' cemetery	1,325,998	33,397	1,359,395
Reintegration program	<u>925,524</u>	<u>(45,471)</u>	<u>880,053</u>
Total all funds	\$72,930,280	\$44,007,635	\$116,937,915
Less estimated income	<u>56,326,564</u>	<u>41,839,440</u>	<u>98,166,004</u>
Total general fund	\$16,603,716	\$2,168,195	\$18,771,911"

Page 2, replace lines 8 through 15 with:

"Salaries and wages	\$12,232,240	\$609,971	\$12,842,211
Operating expenses	6,502,334	313,233	6,815,567
Capital assets	660,000	150,000	810,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	<u>51,485,736</u>	<u>168,853,862</u>	<u>220,339,598</u>
Total all funds	\$85,430,310	\$183,795,066	\$269,225,376
Less estimated income	<u>79,151,794</u>	<u>181,883,703</u>	<u>261,035,497</u>
Total general fund	\$6,278,516	\$1,911,363	\$8,189,879"

Page 2, replace lines 20 through 23 with:

"Grand total general fund	\$22,882,232	\$4,079,558	\$26,961,790
Grand total special funds	<u>135,478,358</u>	<u>223,723,143</u>	<u>359,201,501</u>
Grand total all funds	\$158,360,590	\$227,802,701	\$386,163,291
Full-time equivalent positions	222.00	9.00	231.00"

Page 2, remove lines 29 through 31

Page 3, replace lines 1 through 20 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	20,000,000
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0



Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	1,000,000
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton fitness facility	0	9,000,000
Minot airport hangar	0	60,000
State radio consoles	0	150,000
Cybersecurity grant	0	628,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Flood mitigation grants	0	225,000
Disaster mortuary response team training	0	220,000
Natural disaster response and recovery grants	0	2,000,000
Disaster grants	0	142,652,500
Total all funds	\$40,857,873	\$189,470,500
Total other funds	38,877,873	187,312,500
Total general fund	\$1,980,000	\$2,158,000"

Page 3, line 29, replace "39-04-10" with "39-04-10.10"

Page 3, after line 30, insert:

**"SECTION 4. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$20,600,000 from the federal state fiscal recovery fund, of which up to \$8,900,000 is for the completion of the Dickinson readiness center in accordance with section 5 of this Act, \$2,700,000 is for statewide interoperable radio network equipment, and \$9,000,000 is for the construction of the Camp Grafton fitness facility.

**SECTION 5. CONTINGENT APPROPRIATION - FEDERAL STATE FISCAL RECOVERY FUND - OTHER FEDERAL FUNDS - ADJUTANT GENERAL.**

1. Subject to the provisions of this section, there is appropriated from federal funds derived from the federal state fiscal recovery fund, not otherwise appropriated, the sum of \$5,300,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of constructing Camp Grafton training billets, for the biennium beginning July 1, 2023, and ending June 30, 2025.
2. The funding appropriated under this section is contingent upon the adjutant general certifying to the office of management and budget that at least \$5,300,000 of federal funding sources other than from the federal state fiscal recovery fund is available and will be used for completion of the Dickinson readiness center project. Upon receiving certification, the director of the office of management and budget shall adjust the appropriate amount of federal funding authority for the Dickinson readiness center project from the federal state fiscal recovery fund to the new federal funding source."

Page 4, replace lines 8 through 17 with:

**"SECTION 7. BANK OF NORTH DAKOTA - LINE OF CREDIT - ADDITIONAL INCOME - LEGISLATIVE INTENT - MILITARY MUSEUM.** The Bank of North Dakota

shall extend a line of credit to the adjutant general to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing rate charged to North Dakota governmental entities. It is the intent of the sixty-eighth legislative assembly that the adjutant general request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit. The adjutant general may accept other funds, including private and federal funds, for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. ESTIMATED INCOME - STATE DISASTER RELIEF FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 2 of section 1 of this Act includes \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs related to previous state disasters, \$1,000,000 is for the ten percent state match for the federal safeguarding tomorrow through ongoing risk mitigation program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for flood mitigation grants."

**SECTION 9. NATURAL DISASTER RESPONSE AND RECOVERY GRANTS.** The disaster costs line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the state disaster relief fund for providing grants to political subdivisions for costs relating to preventing loss of life or significant property damage when responding to and recovering from natural disasters."

Page 6, replace lines 6 through 10 with:

**"SECTION 14. LEGISLATIVE MANAGEMENT STUDY - COLD WAR TRAIL PROJECT.** During the 2023-24 interim, the legislative management shall consider studying the feasibility and desirability of a cold war trail project. The study must include the cooperation of the adjutant general, department of commerce, and the state historical society when considering potential sites to include on the trail and options and costs of:

1. The construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
2. Providing educational resources regarding North Dakota's role in the cold war; and
3. Promoting tourism for North Dakota cold war historic sites.

The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 6, line 11, replace "of" with "in"

Page 6, line 12, after the first "Act" insert ", the sum of \$2,000,000 in the disaster costs line item in subdivision 2 of section 1 of this Act, the sum of \$60,000 in the civil air patrol line item of subdivision 1 of section 1 of this Act,"

Page 6, line 12, replace "4" with "6, 9,"

Page 6, line 12, replace "7" with "10"

Re-number accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of House Action**

	Base Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00
Department of Emergency Services				
Total all funds	\$85,430,310	\$269,022,253	\$203,123	\$269,225,376
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00
Bill total				
Total all funds	\$158,360,590	\$366,791,469	\$24,671,822	\$391,463,291
Less estimated income	135,478,358	337,299,718	27,201,783	364,501,501
General fund	\$22,882,232	\$29,491,751	(\$2,529,961)	\$26,961,790
FTE	222.00	233.00	(2.00)	231.00

**Senate Bill No. 2016 - Adjutant General - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$7,150,489	\$7,907,798	(\$272,016)	\$7,635,782
Operating expenses	3,048,313	3,299,461	(85,250)	3,214,211
Capital assets	224,046	19,724,046	20,800,000	40,524,046
Grants	210,916	585,692		585,692
Civil air patrol	309,125	387,155	(5,699)	381,456
Tuition, recruiting, and retention	3,042,235	3,362,235		3,362,235
Air guard contract	8,490,161	9,021,309	(34,247)	8,987,062
Army guard contract	48,203,473	51,174,837	(1,166,854)	50,007,983
Veterans' cemetery	1,325,998	1,395,288	(35,893)	1,359,395
Reintegration program	925,524	911,395	(31,342)	880,053
Contingent Funding			5,300,000	5,300,000
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00

**Department 540 - Adjutant General - Detail of House Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts Funding for FTE Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Adds Contingent Funding for Camp Grafton Billets <sup>6</sup>
Salaries and wages	\$98,750	\$55,747	(\$426,513)			
Operating expenses		(85,250)				
Capital assets					\$20,800,000	
Grants						
Civil air patrol	2,158		(7,857)			
Tuition, recruiting, and retention						
Air guard contract	73,880		(408,127)		300,000	
Army guard contract	220,259	(27)	(887,086)	(\$500,000)		
Veterans' cemetery	13,829		(49,722)			
Reintegration program	12,299		(43,641)			
Contingent Funding						\$5,300,000
<b>Total all funds</b>	<b>\$421,175</b>	<b>(\$29,530)</b>	<b>(\$1,822,946)</b>	<b>(\$500,000)</b>	<b>\$21,100,000</b>	<b>\$5,300,000</b>
Less estimated income	281,364	(14,765)	(1,243,343)	0	21,100,000	5,300,000
General fund	\$139,811	(\$14,765)	(\$579,603)	(\$500,000)	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total House Changes
Salaries and wages	(\$272,016)
Operating expenses	(85,250)
Capital assets	20,800,000
Grants	
Civil air patrol	(5,699)
Tuition, recruiting, and retention	
Air guard contract	(34,247)
Army guard contract	(1,166,854)
Veterans' cemetery	(35,893)
Reintegration program	(31,342)
Contingent Funding	5,300,000
<b>Total all funds</b>	<b>\$24,468,699</b>
Less estimated income	25,423,256
General fund	(\$954,557)
FTE	0.00

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$147,237	\$296,353	\$443,590
Health insurance adjustment	(7,426)	(14,989)	(22,415)
Total	\$139,811	\$281,364	\$421,175

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$29,530 is adjusted for the following FTE position changes:

- Removes \$41,594 for 1 FTE custodial supervisor position for the Dickinson Readiness Center, of which \$20,797 is from the general fund and \$20,797 is from federal funds.
- Adds \$12,064 for 1 FTE trades maintenance worker position for the Camp Grafton fitness facility, of which \$6,032 is from the general fund and \$6,032 is from federal funds. The funding is for 2 months of salary.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.



	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
New FTE positions	(\$61,780)	(\$204,418)	(\$266,198)
Vacant FTE positions	(517,823)	(1,038,925)	(1,556,748)
Total	(\$579,603)	(\$1,243,343)	(\$1,822,946)

<sup>4</sup> Funding of \$1.5 million from the general fund for maintenance and repairs of National Guard facilities was changed from ongoing to one-time funding and reduced by \$500,000 to provide a total of \$1 million.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$9 million from the federal State Fiscal Recovery Fund is added for the construction of a Camp Grafton fitness facility;
- Funding of \$5.3 million from the federal State Fiscal Recovery Fund is removed for the construction of Camp Grafton training center billets (see footnote 6 below);
- Funding of \$20 million from a Bank of North Dakota line of credit is added for the construction of a North Dakota military museum; and
- Funding of \$2.6 million from the federal State Fiscal Recovery Fund is removed for design and engineering of a new Williston Readiness Center.
- Funding of \$2.7 million was changed from the Strategic Investment and Improvements Fund to the federal State Fiscal Recovery Fund for statewide interoperable radio network equipment.

<sup>6</sup> A section is added providing a contingent appropriation from federal funds for the construction of Camp Grafton training center billets. If other federal funds become available for the completion of the Dickinson Readiness Center, funding from the federal State Fiscal Recovery Fund of up to \$5,300,000 may be used to construct the billets.

### Senate Bill No. 2016 - Department of Emergency Services - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$12,232,240	\$14,894,591	(\$2,052,380)	\$12,842,211
Operating expenses	6,502,334	7,815,567	(1,000,000)	6,815,567
Capital assets	660,000	960,000	(150,000)	810,000
Grants	14,550,000	28,418,000		28,418,000
Disaster costs	51,485,736	216,934,095	3,405,503	220,339,598
Total all funds	\$85,430,310	\$269,022,253	\$203,123	\$269,225,376
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00

### Department 542 - Department of Emergency Services - Detail of House Changes

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Removes Funding for Watch Center Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Total House Changes
Salaries and wages	\$173,038	(\$409,260)	(\$1,816,158)			(\$2,052,380)
Operating expenses					(\$1,000,000)	(1,000,000)
Capital assets					(150,000)	(150,000)
Grants						
Disaster costs	15,629		(55,126)		3,445,000	3,405,503
Total all funds	\$188,667	(\$409,260)	(\$1,871,284)	\$0	\$2,295,000	\$203,123
Less estimated income	134,159	0	(580,632)	0	2,225,000	1,778,527
General fund	\$54,508	(\$409,260)	(\$1,290,652)	\$0	\$70,000	(\$1,575,404)
FTE	0.00	(2.00)	0.00	0.00	0.00	(2.00)

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Salary increase	\$67,588	\$138,705	\$206,293
Health insurance adjustment	(13,080)	(4,546)	(17,626)
Total	\$54,508	\$134,159	\$188,667

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$409,260 from the general fund is removed for 2 FTE watch center analysts for the Department of Emergency Services.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
New FTE positions	(\$978,006)	(\$102,182)	(\$1,080,188)
Vacant FTE positions	<u>(312,646)</u>	<u>(478,450)</u>	<u>(791,096)</u>
Total	(\$1,290,652)	(\$580,632)	(\$1,871,284)

<sup>4</sup> Funding of \$628,000 from the general fund for the cybersecurity grant was changed from ongoing to one-time funding.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$150,000 from the general fund is reduced for State Radio console replacement to provide a total of \$150,000;
- Funding of \$220,000 from the general fund is added for disaster mortuary response team training;
- Funding of \$225,000 from the disaster relief fund is added for flood mitigation grants to the City of Marion;
- Funding of \$2 million from the disaster relief fund is added for natural disaster response and recovery grants.

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This amendment also:

- Adds a section providing a line of credit from the Bank of North Dakota to the Adjutant General for \$20 million for the construction of a North Dakota military museum.
- Identifies \$20.6 million from the federal State Fiscal Recovery Fund, of which \$8.9 million is for the completion of the Dickinson Readiness Center, \$2.7 million is for statewide interoperable radio network equipment, and \$9 million is for the construction of the Camp Grafton fitness facility. If other federal funds become available for the completion of the Dickinson Readiness Center, then federal state fiscal recovery funds of up to \$5.3 million may instead be used for the construction of Camp Grafton training center billets.
- Identifies \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs relating to previous state disasters, \$1,000,000 is for the 10 percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for a flood mitigation grant to the City of Marion.
- Removes a section identifying \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment. The House changed the funding to the federal State Fiscal Recovery Fund.
- Provides that the \$60,000 for the purchase of a Minot hangar and the \$2 million for natural disaster response and recovery grants are an emergency.
- Changes the section to allow the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum. The Senate version only allowed the Adjutant General to accept donations for the project.
- Adds a section to provide for a Legislative Management study of a cold war trail project.

23.0270.02006  
Title.

Prepared by the Legislative Council staff for  
the House Appropriations - Government  
Operations Division Committee  
April 10, 2023

Fiscal No. 2

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 3, after the semicolon insert "to provide for a legislative management study;"

Page 1, remove lines 15 through 24

Page 2, replace lines 1 through 3 with:

"Salaries and wages	\$7,150,489	\$485,293	\$7,635,782
Operating expenses	3,048,313	165,898	3,214,211
Capital assets	224,046	40,300,000	40,524,046
Grants	210,916	374,776	585,692
Civil air patrol	309,125	72,331	381,456
Tuition, recruiting, and retention	3,042,235	320,000	3,362,235
Air guard contract	8,490,161	496,901	8,987,062
Army guard contract	48,203,473	1,804,510	50,007,983
Veterans' cemetery	1,325,998	33,397	1,359,395
Reintegration program	<u>925,524</u>	<u>(45,471)</u>	<u>880,053</u>
Total all funds	\$72,930,280	\$44,007,635	\$116,937,915
Less estimated income	<u>56,326,564</u>	<u>41,839,440</u>	<u>98,166,004</u>
Total general fund	\$16,603,716	\$2,168,195	\$18,771,911"

Page 2, replace lines 8 through 15 with:

"Salaries and wages	\$12,232,240	\$609,971	\$12,842,211
Operating expenses	6,502,334	313,233	6,815,567
Capital assets	660,000	150,000	810,000
Grants	14,550,000	13,868,000	28,418,000
Disaster costs	<u>51,485,736</u>	<u>168,853,862</u>	<u>220,339,598</u>
Total all funds	\$85,430,310	\$183,795,066	\$269,225,376
Less estimated income	<u>79,151,794</u>	<u>181,883,703</u>	<u>261,035,497</u>
Total general fund	\$6,278,516	\$1,911,363	\$8,189,879"

Page 2, replace lines 20 through 23 with:

"Grand total general fund	\$22,882,232	\$4,079,558	\$26,961,790
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Grand total all funds	\$158,360,590	\$227,802,701	\$386,163,291
Full-time equivalent positions	222.00	9.00	231.00"

Page 2, remove lines 29 through 31

Page 3, replace lines 1 through 20 with:

"Emergency response equipment and supplies	\$100,000	\$660,000
Dickinson readiness center project	15,500,000	8,900,000
Military museum	10,000,000	20,000,000
Fraine Barracks automation system	320,000	0
Fargo readiness center equipment	100,000	0
Bridge training site	6,000,000	0
Camp Grafton expansion	3,500,000	0
Disaster response	887,873	0



Payroll expenses	1,000,000	0
State active-duty software	450,000	0
Camp Grafton housing	2,000,000	0
Deferred maintenance	1,000,000	1,000,000
Retirement payouts	0	275,000
Statewide interoperable radio network equipment	0	2,700,000
Camp Grafton fitness facility	0	9,000,000
Minot airport hangar	0	60,000
State radio consoles	0	150,000
Cybersecurity grant	0	628,000
Safeguarding Tomorrow through Ongoing Risk Mitigation Act	0	1,000,000
Flood mitigation grants	0	225,000
Disaster mortuary response team training	0	220,000
Natural disaster response and recovery grants	0	2,000,000
Disaster grants	0	142,652,500
Total all funds	\$40,857,873	\$189,470,500
Total other funds	<u>38,877,873</u>	<u>187,312,500</u>
Total general fund	\$1,980,000	\$2,158,000"

Page 3, line 29, replace "39-04-10" with "39-04-10.10"

Page 3, after line 30, insert:

**"SECTION 4. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 1 of section 1 of this Act includes \$20,600,000 from the federal state fiscal recovery fund, of which up to \$8,900,000 is for the completion of the Dickinson readiness center in accordance with section 5 of this Act, \$2,700,000 is for statewide interoperable radio network equipment, and \$9,000,000 is for the construction of the Camp Grafton fitness facility.

**SECTION 5. CONTINGENT APPROPRIATION - FEDERAL STATE FISCAL RECOVERY FUND - OTHER FEDERAL FUNDS - ADJUTANT GENERAL.**

1. Subject to the provisions of this section, there is appropriated from federal funds derived from the federal state fiscal recovery fund, not otherwise appropriated, the sum of \$5,300,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of constructing Camp Grafton training billets, for the biennium beginning July 1, 2023, and ending June 30, 2025.
2. The funding appropriated under this section is contingent upon the adjutant general certifying to the office of management and budget that at least \$5,300,000 of federal funding sources other than from the federal state fiscal recovery fund is available and will be used for completion of the Dickinson readiness center project. Upon receiving certification, the director of the office of management and budget shall adjust the appropriate amount of federal funding authority for the Dickinson readiness center project from the federal state fiscal recovery fund to the new federal funding source."

Page 4, replace lines 8 through 17 with:

**"SECTION 7. BANK OF NORTH DAKOTA - LINE OF CREDIT - ADDITIONAL INCOME - LEGISLATIVE INTENT - MILITARY MUSEUM.** The Bank of North Dakota

shall extend a line of credit to the adjutant general to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing rate charged to North Dakota governmental entities. It is the intent of the sixty-eighth legislative assembly that the adjutant general request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit. The adjutant general may accept other funds, including private and federal funds, for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

**SECTION 8. ESTIMATED INCOME - STATE DISASTER RELIEF FUND - ADJUTANT GENERAL.** The estimated income line item in subdivision 2 of section 1 of this Act includes \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs related to previous state disasters, \$1,000,000 is for the ten percent state match for the federal safeguarding tomorrow through ongoing risk mitigation program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for flood mitigation grants."

**SECTION 9. NATURAL DISASTER RESPONSE AND RECOVERY GRANTS.** The disaster costs line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the state disaster relief fund for providing grants to political subdivisions for costs relating to preventing loss of life or significant property damage when responding to and recovering from natural disasters."

Page 6, replace lines 6 through 10 with:

**"SECTION 14. LEGISLATIVE MANAGEMENT STUDY - COLD WAR TRAIL PROJECT.** During the 2023-24 interim, the legislative management shall consider studying the feasibility and desirability of a cold war trail project. The study must include the cooperation of the adjutant general, department of commerce, and the state historical society when considering potential sites to include on the trail and options and costs of:

1. The construction, addition, maintenance, and equipment for new and existing North Dakota cold war historic sites;
2. Providing educational resources regarding North Dakota's role in the cold war; and
3. Promoting tourism for North Dakota cold war historic sites.

The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-ninth legislative assembly."

Page 6, line 11, replace "of" with "in"

Page 6, line 12, after the first "Act" insert ", the sum of \$2,000,000 in the disaster costs line item in subdivision 2 of section 1 of this Act, the sum of \$60,000 in the civil air patrol line item of subdivision 1 of section 1 of this Act,"

Page 6, line 12, replace "4" with "6, 9,"

Page 6, line 12, replace "7" with "10"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2016 - Summary of House Action**

	Base Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00
Department of Emergency Services				
Total all funds	\$85,430,310	\$269,022,253	\$203,123	\$269,225,376
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00
Bill total				
Total all funds	\$158,360,590	\$366,791,469	\$24,671,822	\$391,463,291
Less estimated income	135,478,358	337,299,718	27,201,783	364,501,501
General fund	\$22,882,232	\$29,491,751	(\$2,529,961)	\$26,961,790
FTE	222.00	233.00	(2.00)	231.00

**Senate Bill No. 2016 - Adjutant General - House Action**

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$7,150,489	\$7,907,798	(\$272,016)	\$7,635,782
Operating expenses	3,048,313	3,299,461	(85,250)	3,214,211
Capital assets	224,046	19,724,046	20,800,000	40,524,046
Grants	210,916	585,692		585,692
Civil air patrol	309,125	387,155	(5,699)	381,456
Tuition, recruiting, and retention	3,042,235	3,362,235		3,362,235
Air guard contract	8,490,161	9,021,309	(34,247)	8,987,062
Army guard contract	48,203,473	51,174,837	(1,166,854)	50,007,983
Veterans' cemetery	1,325,998	1,395,288	(35,893)	1,359,395
Reintegration program	925,524	911,395	(31,342)	880,053
Contingent Funding			5,300,000	5,300,000
Total all funds	\$72,930,280	\$97,769,216	\$24,468,699	\$122,237,915
Less estimated income	56,326,564	78,042,748	25,423,256	103,466,004
General fund	\$16,603,716	\$19,726,468	(\$954,557)	\$18,771,911
FTE	152.00	156.00	0.00	156.00

**Department 540 - Adjutant General - Detail of House Changes**

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Adjusts Funding for FTE Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Adds Contingent Funding for Camp Grafton Billets <sup>6</sup>
Salaries and wages	\$98,750	\$55,747	(\$426,513)			
Operating expenses		(85,250)				
Capital assets					\$20,800,000	
Grants						
Civil air patrol	2,158		(7,857)			
Tuition, recruiting, and retention						
Air guard contract	73,880		(408,127)		300,000	
Army guard contract	220,259	(27)	(887,086)	(\$500,000)		
Veterans' cemetery	13,829		(49,722)			
Reintegration program	12,299		(43,641)			
Contingent Funding						\$5,300,000
<b>Total all funds</b>	<b>\$421,175</b>	<b>(\$29,530)</b>	<b>(\$1,822,946)</b>	<b>(\$500,000)</b>	<b>\$21,100,000</b>	<b>\$5,300,000</b>
Less estimated income	281,364	(14,765)	(1,243,343)	0	21,100,000	5,300,000
<b>General fund</b>	<b>\$139,811</b>	<b>(\$14,765)</b>	<b>(\$579,603)</b>	<b>(\$500,000)</b>	<b>\$0</b>	<b>\$0</b>
FTE	0.00	0.00	0.00	0.00	0.00	0.00

	Total House Changes
Salaries and wages	(\$272,016)
Operating expenses	(85,250)
Capital assets	20,800,000
Grants	
Civil air patrol	(5,699)
Tuition, recruiting, and retention	
Air guard contract	(34,247)
Army guard contract	(1,166,854)
Veterans' cemetery	(35,893)
Reintegration program	(31,342)
Contingent Funding	5,300,000
<b>Total all funds</b>	<b>\$24,468,699</b>
Less estimated income	25,423,256
<b>General fund</b>	<b>(\$954,557)</b>
FTE	0.00

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$147,237	\$296,353	\$443,590
Health insurance adjustment	(7,426)	(14,989)	(22,415)
<b>Total</b>	<b>\$139,811</b>	<b>\$281,364</b>	<b>\$421,175</b>

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$29,530 is adjusted for the following FTE position changes:

- Removes \$41,594 for 1 FTE custodial supervisor position for the Dickinson Readiness Center, of which \$20,797 is from the general fund and \$20,797 is from federal funds.
- Adds \$12,064 for 1 FTE trades maintenance worker position for the Camp Grafton fitness facility, of which \$6,032 is from the general fund and \$6,032 is from federal funds. The funding is for 2 months of salary.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.



	General Fund	Other Funds	Total
New FTE positions	(\$61,780)	(\$204,418)	(\$266,198)
Vacant FTE positions	(517,823)	(1,038,925)	(1,556,748)
Total	(\$579,603)	(\$1,243,343)	(\$1,822,946)

<sup>4</sup> Funding of \$1.5 million from the general fund for maintenance and repairs of National Guard facilities was changed from ongoing to one-time funding and reduced by \$500,000 to provide a total of \$1 million.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$9 million from the federal State Fiscal Recovery Fund is added for the construction of a Camp Grafton fitness facility;
- Funding of \$5.3 million from the federal State Fiscal Recovery Fund is removed for the construction of Camp Grafton training center billets (see footnote 6 below);
- Funding of \$20 million from a Bank of North Dakota line of credit is added for the construction of a North Dakota military museum; and
- Funding of \$2.6 million from the federal State Fiscal Recovery Fund is removed for design and engineering of a new Williston Readiness Center.
- Funding of \$2.7 million was changed from the Strategic Investment and Improvements Fund to the federal State Fiscal Recovery Fund for statewide interoperable radio network equipment.

<sup>6</sup> A section is added providing a contingent appropriation from federal funds for the construction of Camp Grafton training center billets. If other federal funds become available for the completion of the Dickinson Readiness Center, funding from the federal State Fiscal Recovery Fund of up to \$5,300,000 may be used to construct the billets.

### Senate Bill No. 2016 - Department of Emergency Services - House Action

	Base Budget	Senate Version	House Changes	House Version
Salaries and wages	\$12,232,240	\$14,894,591	(\$2,052,380)	\$12,842,211
Operating expenses	6,502,334	7,815,567	(1,000,000)	6,815,567
Capital assets	660,000	960,000	(150,000)	810,000
Grants	14,550,000	28,418,000		28,418,000
Disaster costs	51,485,736	216,934,095	3,405,503	220,339,598
Total all funds	\$85,430,310	\$269,022,253	\$203,123	\$269,225,376
Less estimated income	79,151,794	259,256,970	1,778,527	261,035,497
General fund	\$6,278,516	\$9,765,283	(\$1,575,404)	\$8,189,879
FTE	70.00	77.00	(2.00)	75.00

### Department 542 - Department of Emergency Services - Detail of House Changes

	Adds Funding for Salary and Benefit Increases <sup>1</sup>	Removes Funding for Watch Center Positions <sup>2</sup>	Removes Salary Funding for Funding Pool <sup>3</sup>	Adjusts Funding from Ongoing to One-Time <sup>4</sup>	Adjusts Funding for One-Time Items <sup>5</sup>	Total House Changes
Salaries and wages	\$173,038	(\$409,260)	(\$1,816,158)			(\$2,052,380)
Operating expenses					(\$1,000,000)	(1,000,000)
Capital assets					(150,000)	(150,000)
Grants						
Disaster costs	15,629		(55,126)		3,445,000	3,405,503
Total all funds	\$188,667	(\$409,260)	(\$1,871,284)	\$0	\$2,295,000	\$203,123
Less estimated income	134,159	0	(580,632)	0	2,225,000	1,778,527
General fund	\$54,508	(\$409,260)	(\$1,290,652)	\$0	\$70,000	(\$1,575,404)
FTE	0.00	(2.00)	0.00	0.00	0.00	(2.00)

<sup>1</sup> Salaries and wages funding is adjusted to provide for the 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund	Other Funds	Total
Salary increase	\$67,588	\$138,705	\$206,293
Health insurance adjustment	(13,080)	(4,546)	(17,626)
Total	\$54,508	\$134,159	\$188,667

The Senate provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

<sup>2</sup> Funding of \$409,260 from the general fund is removed for 2 FTE watch center analysts for the Department of Emergency Services.

<sup>3</sup> Funding for the new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency by submitting to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
New FTE positions	(\$978,006)	(\$102,182)	(\$1,080,188)
Vacant FTE positions	<u>(312,646)</u>	<u>(478,450)</u>	<u>(791,096)</u>
Total	(\$1,290,652)	(\$580,632)	(\$1,871,284)

<sup>4</sup> Funding of \$628,000 from the general fund for the cybersecurity grant was changed from ongoing to one-time funding.

<sup>5</sup> One-time funding is adjusted as follows:

- Funding of \$150,000 from the general fund is reduced for State Radio console replacement to provide a total of \$150,000;
- Funding of \$220,000 from the general fund is added for disaster mortuary response team training;
- Funding of \$225,000 from the disaster relief fund is added for flood mitigation grants to the City of Marion;
- Funding of \$2 million from the disaster relief fund is added for natural disaster response and recovery grants.

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This amendment also:

- Adds a section providing a line of credit from the Bank of North Dakota to the Adjutant General for \$20 million for the construction of a North Dakota military museum.
- Identifies \$20.6 million from the federal State Fiscal Recovery Fund, of which \$8.9 million is for the completion of the Dickinson Readiness Center, \$2.7 million is for statewide interoperable radio network equipment, and \$9 million is for the construction of the Camp Grafton fitness facility. If other federal funds become available for the completion of the Dickinson Readiness Center, then federal state fiscal recovery funds of up to \$5.3 million may instead be used for the construction of Camp Grafton training center billets.
- Identifies \$14,918,245 from the state disaster relief fund, of which \$11,693,245 is for costs relating to previous state disasters, \$1,000,000 is for the 10 percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) program, \$2,000,000 is for natural disaster response and recovery grants, and \$225,000 is for a flood mitigation grant to the City of Marion.
- Removes a section identifying \$2.7 million from the strategic investment and improvements fund for statewide interoperable radio network equipment. The House changed the funding to the federal State Fiscal Recovery Fund.
- Provides that the \$60,000 for the purchase of a Minot hangar and the \$2 million for natural disaster response and recovery grants are an emergency.
- Changes the section to allow the Adjutant General to accept other funds to match state funds to construct a North Dakota military museum. The Senate version only allowed the Adjutant General to accept donations for the project.
- Adds a section to provide for a Legislative Management study of a cold war trail project.



**Adjutant General - Budget No. 540**  
**Senate Bill No. 2016**  
**Base Level Funding Changes**

	Senate Version				House Version				House Changes to Senate Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease) - Senate Version			
									FTE Positions	General Fund	Other Funds	Total
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590	0.00	\$0	\$0	\$0
<b>2023-25 Ongoing Funding Changes</b>												
Costs to continue salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243				\$0
Salary increase		720,583	1,315,228	2,035,811		935,408	1,750,286	2,685,694		214,825	435,058	649,883
Health insurance increase		340,122	754,371	1,094,493		319,616	734,836	1,054,452		(20,506)	(19,535)	(40,041)
Adds 1 FTE operations and training manager position for State Radio	1.00	153,274	102,182	255,456	1.00	153,274	102,182	255,456				0
Adds 6 FTE positions for the watch center	6.00	1,468,592		1,468,592	4.00	1,059,332		1,059,332	(2.00)	(409,260)		(409,260)
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	174,794	161,794	336,588	2.00	153,997	140,997	294,994	(1.00)	(20,797)	(20,797)	(41,594)
Adds 1 FTE general trades maintenance worker position				0	1.00	6,032	6,032	12,064	1.00	6,032	6,032	12,064
Adds 1 FTE position for Air National Guard security forces	1.00		142,638	142,638	1.00		142,638	142,638				0
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0		168,286	(168,286)	0				0
Removes salary funding for funding pool				0		(1,870,255)	(1,823,975)	(3,694,230)		(1,870,255)	(1,823,975)	(3,694,230)
Adds funding for IT rate increase		8,787	18,670	27,457		8,787	18,670	27,457				0
Transfers funding between line items			(1)	(1)			(1)	(1)				0
Adds funding for increase in armory rent		374,776		374,776		374,776		374,776				0
Adds funding for Civil Air Patrol 3 percent operating costs increase		4,915		4,915		4,915		4,915				0
Adds funding for ND1000 recruiting program		320,000		320,000		320,000		320,000				0
Adds funding for state active duty training funds		40,000		40,000		40,000		40,000				0
Adds funding for maintenance and repairs		1,500,000		1,500,000		0		0		(1,500,000)		(1,500,000)
Adds funding for increased IT unification costs		156,000		156,000		156,000		156,000				0
Removes ongoing funding for federal equipment			(660,000)	(660,000)			(660,000)	(660,000)				0
Adds funding for homeland security grants			13,240,000	13,240,000			13,240,000	13,240,000				0
Adds funding for cybersecurity grant		628,000		628,000		0		0		(628,000)		(628,000)
Adjusts funding for disaster grants			22,732,411	22,732,411			22,732,411	22,732,411				0
Total ongoing funding changes	11.00	\$6,149,519	\$37,833,860	\$43,983,379	9.00	\$1,921,558	\$36,410,643	\$38,332,201	(2.00)	(\$4,227,961)	(\$1,423,217)	(\$5,651,178)
<b>One-Time Funding Items</b>												
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000				\$0
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000			2,700,000	2,700,000				0
Adds one-time funding for a Camp Grafton fitness facility project				0			9,000,000	9,000,000			9,000,000	9,000,000
Adds one-time funding for Camp Grafton training center billets project			5,300,000	5,300,000			0	0		(5,300,000)		(5,300,000)
Adds one-time funding for a military museum project				0			20,000,000	20,000,000			20,000,000	20,000,000
Adds one-time funding for Dickinson Readiness Center			8,900,000	8,900,000			8,900,000	8,900,000				0
Adds one-time funding for maintenance and repairs				0		1,000,000		1,000,000		1,000,000		1,000,000
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000				0
Adds one-time funding for the STORM Act			1,000,000	1,000,000			1,000,000	1,000,000				0
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000		150,000		150,000		(150,000)		(150,000)
Adds one-time funding for disaster response equipment			660,000	660,000			660,000	660,000				0
Adds one-time funding for Williston Readiness Center			2,600,000	2,600,000			0	0		(2,600,000)		(2,600,000)
Adds one-time funding for cybersecurity grant				0		628,000		628,000		628,000		628,000
Adds one-time funding for disaster grants			142,652,500	142,652,500			142,652,500	142,652,500				0
Adds one-time funding for flood mitigation grants				0			225,000	225,000			225,000	225,000
Adds one-time funding for disaster mortuary response team training				0		220,000		220,000		220,000		220,000
Adds one-time funding for natural disaster response and recovery grants				0		2,000,000		2,000,000		2,000,000		2,000,000
Total one-time funding changes	0.00	\$460,000	\$163,987,500	\$164,447,500	0.00	\$2,158,000	\$187,312,500	\$189,470,500	0.00	\$1,698,000	\$23,325,000	\$25,023,000
<b>Total Changes to Base Level Funding</b>	<b>11.00</b>	<b>\$6,609,519</b>	<b>\$201,821,360</b>	<b>\$208,430,879</b>	<b>9.00</b>	<b>\$4,079,558</b>	<b>\$223,723,143</b>	<b>\$227,802,701</b>	<b>(2.00)</b>	<b>(\$2,529,961)</b>	<b>\$21,901,783</b>	<b>\$19,371,822</b>



<b>2023-25 Total Funding</b>	233.00	\$29,491,751	\$337,299,718	\$366,791,469	231.00	\$26,961,790	\$359,201,501	\$386,163,291	(2.00)	(\$2,529,961)	\$21,901,783	\$19,371,822
<i>Federal funds included in other funds</i>			\$313,867,906				\$316,511,468				\$2,643,562	
<i>Total ongoing changes as a percentage of base level</i>	5.0%	26.9%	27.9%	27.8%	4.1%	8.4%	26.9%	24.2%				
<i>Total changes as a percentage of base level</i>	5.0%	28.9%	149.0%	131.6%	4.1%	17.8%	165.1%	143.9%				

**Other Sections in Adjutant General - Budget No. 540**

	<u>Senate Version</u>	<u>House Version</u>
Veterans' Cemetery maintenance fund	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Federal State Fiscal Recovery Fund	Section 5 identifies \$16.8 million from the State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.	Section 4 identifies \$20.6 million from the State Fiscal Recovery Fund, of which \$2.7 million is for statewide interoperable radio network equipment, \$9.0 for the construction of the Camp Grafton fitness facility, and \$8.9 million is for the completion of the Dickinson Readiness Center
Contigent appropriation - Camp Grafton training center billets		Section 5 appropriates \$5.3 million from the State Fiscal Recovery Fund for the construction of Camp Grafton training center billets if other federal funds become available for the completion of the Dickinson Readiness Center.
Transfer to Veterans' Cemetery trust fund	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.	Section 6 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.
Bank of North Dakota - Line of credit		Section 7 establishes a \$20 million line of credit at the Bank of North Dakota to the Adjutant General to provide funding to pay costs associated with the construction of the North Dakota Military Museum.
Estimated income - State disaster relief fund		Section 8 identifies \$12,918,245 million from the State Disaster Relief Fund, of which \$11,693,245 is for unclosed state disasters, \$1 million is for the ten percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation grant, and \$225,000 is for flood mitigation grants.
Natural disaster response and recovery grant		Section 9 identifies \$2,000,000 from the State Disaster Relief Fund for supporting political subdivisions in preventing loss of life or significant property damage when responding to and recovering from natural disasters.
Cybersecurity grant	Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.	Section 10 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.
Maintenance and repairs	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 11 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.

Other Sections in Adjutant General - Budget No. 540

	<u>Senate Version</u>	<u>House Version</u>
Exemption - Computer-aided dispatch equipment	Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of Section 12 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Tuition, recruiting, and retention	Subsection 2 of Section 9 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of Section 12 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Fraine Barracks automation system	Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of Section 12 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of Section 12 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Communication bridge training site	Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of Section 12 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Subsection 7 of Section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of Section 12 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of Section 12 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - American Rescue Plan Act	Subsections 8 and 9 of Section 9 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of Section 12 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Camp Grafton expansion	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 13 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.

**Other Sections in Adjutant General - Budget No. 540**

Legislative Management study - Cold war trail project

Emergency clause

North Dakota military museum

Transfer of SIIF

Transfer of legacy earnings fund

**Senate Version**

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Section 12 declares sections 4 and 7 of this act to be an emergency measure.

Section 11 allows the Adjutant General to accept funds, including private and federal, for the construction of a North Dakota military museum.

Section 6 identifies \$2.7 million from SIIF for statewide interoperable radio network equipment.

**House Version**

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Section 14 provides for a Legislative Management study for a cold war trail project.

Section 15 declares sections 6, 9, and 10 of this act and \$60,000 from the Civil Air Patrol line item in section 1 of this act for Minot hangar purchase to be an emergency measure.



### SB 2016 Conference Committee

1. **Remove FTE pool and salary hold-back provision.** While we appear to be a large agency with over 200 FTEs, from a personnel management standpoint, we are several small agencies. The Guard has 151 FTEs funded in 6 separate line items in the budget, three of those line items have less than 6 employees. **If there is no turnover, these divisions within the OTAG, will have no way to access the 6% holdback required to pay their salaries for the biennium.** Three of our salary lines have around 30 FTEs, our largest has 80 FTEs. We are creating a bureaucratic process and knowingly underfunding salaries to address a problem that has not been defined. Additionally, in hard to fill, high turnover public safety positions, like dispatchers, this may limit our ability for recruiting bonuses that may be critical to filling these public safety positions. If the intent of this measure is to do just that, we need to fully fund the equity requirements for each agency to bring turnover down to a manageable level.

CAP

2. **2 FTEs for watch center** - \$409,260 General Funds. Restore the Watch Center funding to the 6 FTEs in the Executive Budget Recommendation. We've been blessed (or lucky) that some of the ills experienced by other states have not found their way to North Dakota, but we would be naïve to think they won't come our way eventually. Further, we need to prepare now for the day, in the not so distance future, that public safety sensors are on our roads, our dams, our rivers and key infrastructure. We lucked out when the Bourbanis Dam failed last year. We may not be that lucky next time. Now is the time to build this capability that our citizens deserve, and our leaders need to protect lives and property.

House cut 2

House

- a. Watch Center with House authorized 4 FTEs:
  - i. Enables initial adoption of public safety technologies described in budget hearings.
  - ii. Provides watch center monitoring and early response during traditional business hours.

Sen

- b. Watch Center with Senate approved 6 FTEs: *at regular pay w/o overtime or comp time.*
  - i. Provides 24/7/365 monitoring, early warning, and rapid response capabilities.
  - ii. Eliminates the need for duty officers, who spend 20% of their time training & serving as duty officers.
  - iii. Eliminates overtime costs for after hours and weekend duty officer response.

3. **Restore maintenance to \$1.5M in base budget.** Below is the projected list for the 2023-25 Biennium. With over 300 facilities, it is imperative that we keep up on our deferred maintenance requirements. With a 2:1 match from the federal government, this is a cost-effective investment in our state's infrastructure. This \$1,500,000 is .17% of the \$900,000,000 replacement value of our facilities. This would be akin to a homeowner setting aside \$595 a biennium for potential maintenance on their \$350,000 home.

House - \$1,500,000

#### Facility Maintenance Funds- \$1.5M

Description	Federal	State	Total
Roof Replacement, Minot AFRC	\$2,021,701	\$566,546	\$2,588,247
Brick/Joint & Sealant Repairs, GFK	721,000	206,217	927,217
Parking Lot Repairs, Fargo AFRC	288,039	288,039	576,078
Air Handler Replacement, CG	333,300	372,185	705,485
BAS Upgrades & HVAC Re-Balance, RUB	301,537	301,537	603,074
<b>Total</b>	<b>\$3,665,577</b>	<b>\$1,734,524</b>	<b>\$5,400,101</b>

4. **Full funding of \$300K for State Radio consoles.** The consoles are at end-of-life. Now is the time to replace all our dispatcher consoles. Currently, all repair parts are purchased from eBay, since the manufacturer no longer produces parts. This is not sustainable or cost effective.

*cut 1/2 # for consoles*

*House - \$150,000*

5. **Add (1) FTE (custodian) for Dickinson Readiness Center** - \$41,594 (50% Gen/50% Fed). Restore facility staffing for Dickinson Readiness Center to validated requirement.

6. **Amend Museum authorization language to carry out the legislative intent.** As we discussed in our hearings before both the Senate and House appropriations, the Military Museum will be a state project that will become part of the Heritage Center and run by the Historical society. To ensure we have both the funding and authority to carry out legislative intent, the authority to access the line of credit should be with the Historical Society, not the Adjutant General. The amendment below will allow this to happen.

*House # 20M line of credit EMO - should go to Hist Society, AG*

**SECTION 7. BANK OF NORTH DAKOTA - LINE OF CREDIT - ADDITIONAL INCOME - LEGISLATIVE INTENT - MILITARY MUSEUM.**

The Bank of North Dakota shall extend a line of credit to the **state historical society adjutant general** to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing rate charged to North Dakota governmental entities. It is the intent of the sixty-eighth legislative assembly that the **state historical society adjutant general** request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit. The adjutant general may accept other funds, including private and federal funds, for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

7. **Natural Disaster Response and Recovery.** The initial request was to provide funding to the OTAG to take care of state responsibilities for Natural Disaster and Recovery. This could be to respond quickly when lives and property are at imminent risk, to cover state costs in a non-declared emergency, or to cover the state portion of a federally declared disaster. The current provision in SB 2016 provides for a Grant program to political sub-divisions, which was not the intent. Request that we go back to the original language (below).

**APPROPRIATION – NATURAL DISASTER RESPONSE AND RECOVERY – DISASTER RELIEF FUND – ONE TIME FUNDING.**

The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of the **disaster relief fund** in the state treasury, not otherwise appropriated, the sum of \$2,000,000 to the office of the adjutant general for the purpose of responding to and recovering from natural disasters, for the period beginning with the effective date of this Act and ending June 30, 2025.

*come out of DRF*

*Flood so far is under performing*

*300  
300*



**SECTION X. AMENDMENT.** Section 7 of Senate Bill No. 2016, as approved by the sixty-eight legislative assembly, is amended and reenacted as follows:

The Bank of North Dakota shall extend a line of credit to the adjutant general to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing rate charged to North Dakota governmental entities. It is the intent of the sixty-eight legislative assembly that the adjutant general request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit. The adjutant general may accept other funds, including private and federal funds, for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025. The adjutant general shall repay the line of credit from private or federal funds received for the construction of a North Dakota military museum. If the moneys available on June 30, 2025, are not sufficient to repay the line of credit, the adjutant general shall request from the legislative assembly a deficiency appropriation to repay the line of credit.

**OTAG General Fund Reduction Option**

1. **Problem Statement:** How much public safety and Guard readiness can North Dakota afford?
  - a. We are significantly more cost-effective compared to other 1<sup>st</sup> responders.
  - b. \$26,961,790 buys North Dakota access to up to 4500 1<sup>st</sup> responders (\$6,000 per responder), including 10 Blackhawk Helicopters, Civil Air Patrol, heavy engineering equipment and military police.
  
2. **Facts Bearing on the problem.**
  - a. General funds make up only 7% of budget.
  - b. No "General Fund Like" SIF funding in current version of SB2016.
  - c. Most Guard funding has large federal match.
  - d. With less than 2% state general funds, cuts from DES almost impossible.
  - e. State Radio significantly behind market, plus no-fail mission, make cuts almost impossible.
  - f. Civil Air Patrol already bare bones; not available for budget reduction.
  - g. Priorities for the agency are readiness and our core missions. We strive to minimize risk to public safety and our ability to support other state agencies and political sub-divisions during emergencies.
  
3. With the above considered, we offer the following option to maximize public safety and emergency response:

<u>Item</u>	<u>Increase/Reduction</u>	<u>Rationale</u>
Add 2 Watch Center FTEs	\$409,260	Promotes Public Safety
Add Dickinson FTE	\$20,797	Promotes Guard Readiness
*Remove Wildland Fire Training	(\$40,000)	Assume risk; just in time training
*Remove Mortuary Affairs Exercise	(\$220,000)	Not in Budget Recommendation
Reduce Armory Increases	(\$154,776)	Enough to cover utilities
*Remove Cyber Security Grants	(\$628,000)	Normally don't cover local share
<b>Total General Fund Reduction:</b>	<b>(\$612,719)</b>	



4. Other items:
  - a. Add OTAG Museum Amendment:

**SECTION 7. BANK OF NORTH DAKOTA - LINE OF CREDIT - ADDITIONAL INCOME - LEGISLATIVE INTENT - MILITARY MUSEUM.** The Bank of North Dakota shall extend a line of credit to the **state historical society adjutant general** to provide funding to pay costs associated with the construction of a North Dakota military museum. The line of credit may not exceed \$20,000,000, and the interest rate associated with the line of credit must be the prevailing rate charged to North Dakota governmental entities. It is the intent of the sixty-eighth legislative assembly that the **state historical society adjutant general** request funding from the sixty-ninth legislative assembly from the legacy earnings fund to repay the line of credit. The adjutant general may accept other funds, including private and federal funds, for the construction of a North Dakota military museum during the biennium beginning July 1, 2023, and ending June 30, 2025.

- b. Amend Disaster Response language:

**APPROPRIATION – NATURAL DISASTER RESPONSE AND RECOVERY – DISASTER RELIEF FUND – ONE TIME FUNDING.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of the disaster relief fund in the state treasury, not otherwise appropriated, the sum of \$2,000,000 to the office of the adjutant general for the purpose of **preparing for**, responding to and recovering from natural disasters, and **increasing cyber resiliency**, for the period beginning with the effective date of this Act and ending June 30, 2025.

**Adjutant General - Budget No. 540  
Senate Bill No. 2016  
Base Level Funding Changes**

	Senate Version				House Version				Conference Committee Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total
<b>2023-25 Biennium Base Level</b>	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590	222.00	\$22,882,232	\$135,478,358	\$158,360,590
<b>2023-25 Ongoing Funding Changes</b>												
Costs to continue salary increase												
Salary increase		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243		\$91,390	\$194,853	\$286,243
Health insurance increase		720,583	1,315,228	2,035,811		935,408	1,750,286	2,685,694		935,408	1,750,286	2,685,694
Adds 1 FTE operations and training manager position for State Radio	1.00	340,122	754,371	1,094,493	1.00	319,616	734,836	1,054,452	1.00	332,474	737,408	1,069,882
Adds 6 FTE positions for the watch center	6.00	153,274	102,182	255,456	6.00	153,274	102,182	255,456	6.00	153,274	102,182	255,456
Adds 3 FTE positions for the Dickinson Readiness Center	3.00	1,468,592		1,468,592	4.00	1,059,332		1,059,332	4.00	1,059,332		1,059,332
Adds 1 FTE general trades maintenance worker position		174,794	161,794	336,588	2.00	153,997	140,997	294,994	2.00	153,997	140,997	294,994
Adds 1 FTE position for Air National Guard security forces	1.00		142,638	142,638	1.00	6,032	6,032	12,064	1.00	6,032	6,032	12,064
Adjusts funding for State Radio FTE cost to continue		168,286	(168,286)	0	1.00	168,286	(168,286)	0	1.00	168,286	(168,286)	0
Removes salary funding for funding pool				0				0				0
Adds funding for IT rate increase		8,787	18,670	27,457		(1,870,255)	(1,823,975)	(3,694,230)		(1,870,255)	(1,823,975)	(3,694,230)
Transfers funding between line items			(1)	(1)		8,787	18,670	27,457		8,787	18,670	27,457
Adds funding for increase in armory rent		374,776		374,776			(1)	(1)			(1)	(1)
Adds funding for Civil Air Patrol 3 percent operating costs increase		4,915		4,915		374,776		374,776		259,776		259,776
Adds funding for ND1000 recruiting program		320,000		320,000		4,915		4,915		4,915		4,915
Adds funding for state active duty training funds		40,000		40,000		320,000		320,000		320,000		320,000
Adds funding for maintenance and repairs		1,500,000		1,500,000		40,000		40,000		0		0
Adds funding for increased IT unification costs		156,000		156,000		0		0		0		0
Removes ongoing funding for federal equipment			(660,000)	(660,000)		156,000		156,000		156,000		156,000
Adds funding for homeland security grants			13,240,000	13,240,000			(660,000)	(660,000)			(660,000)	(660,000)
Adds funding for cybersecurity grant		628,000		628,000			13,240,000	13,240,000			13,240,000	13,240,000
Adjusts funding for disaster grants			22,732,411	22,732,411		0		0		0		0
<b>Total ongoing funding changes</b>	<b>11.00</b>	<b>\$6,149,519</b>	<b>\$37,833,860</b>	<b>\$43,983,379</b>	<b>9.00</b>	<b>\$1,921,558</b>	<b>\$36,410,643</b>	<b>\$38,332,201</b>	<b>9.00</b>	<b>\$1,779,416</b>	<b>\$36,413,215</b>	<b>\$38,192,631</b>
<b>One-Time Funding Items</b>												
Adds one-time funding for retirement payouts		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000		\$100,000	\$175,000	\$275,000
Adds one-time funding for statewide interoperable radio network equipment			2,700,000	2,700,000			2,700,000	2,700,000			2,700,000	2,700,000
Adds one-time funding for a Camp Grafton fitness facility project				0			9,000,000	9,000,000			9,000,000	9,000,000
Adds one-time funding for Camp Grafton training center billets project			5,300,000	5,300,000			0	0			0	0
Adds one-time funding for a military museum project				0			20,000,000	20,000,000			0	0
Adds one-time funding for Dickinson Readiness Center			8,900,000	8,900,000			8,900,000	8,900,000			8,900,000	8,900,000
Adds one-time funding for maintenance and repairs				0		1,000,000		1,000,000		1,000,000		1,000,000
Adds one-time funding for a Minot hangar purchase		60,000		60,000		60,000		60,000		60,000		60,000
Adds one-time funding for the STORM Act			1,000,000	1,000,000			1,000,000	1,000,000			1,000,000	1,000,000
Adds one-time funding for the replacement of State Radio consoles		300,000		300,000			660,000	660,000			660,000	660,000
Adds one-time funding for disaster response equipment			660,000	660,000		150,000		150,000		150,000		150,000
Adds one-time funding for Williston Readiness Center			2,600,000	2,600,000			0	0			660,000	660,000
Adds one-time funding for cybersecurity grant				0		628,000		628,000		314,000		314,000
Adds one-time funding for disaster grants			142,652,500	142,652,500			142,652,500	142,652,500			142,652,500	142,652,500
Adds one-time funding for flood mitigation grants				0			225,000	225,000			225,000	225,000
Adds one-time funding for disaster mortuary response team training				0				0				0
Adds one-time funding for natural disaster response and recovery grants				0		220,000		220,000				0
<b>Total one-time funding changes</b>	<b>0.00</b>	<b>\$460,000</b>	<b>\$163,987,500</b>	<b>\$164,447,500</b>	<b>0.00</b>	<b>\$2,158,000</b>	<b>\$187,312,500</b>	<b>\$189,470,500</b>	<b>0.00</b>	<b>\$1,624,000</b>	<b>\$167,312,500</b>	<b>\$168,936,500</b>
<b>Total Changes to Base Level Funding</b>	<b>11.00</b>	<b>\$6,609,519</b>	<b>\$201,821,360</b>	<b>\$208,430,879</b>	<b>9.00</b>	<b>\$4,079,558</b>	<b>\$223,723,143</b>	<b>\$227,802,701</b>	<b>9.00</b>	<b>\$3,403,416</b>	<b>\$203,725,715</b>	<b>\$207,129,131</b>



<b>2023-25 Total Funding</b>	233.00	\$29,491,751	\$337,299,718	\$366,791,469	231.00	\$26,961,790	\$359,201,501	\$386,163,291	231.00	\$26,285,648	\$339,204,073	\$365,489,721
<i>Federal funds included in other funds</i>			\$313,867,906				\$316,511,468				\$316,514,040	
<i>Total ongoing changes as a percentage of base level</i>	5.0%	26.9%	27.9%	27.8%	4.1%	8.4%	26.9%	24.2%	4.1%	7.8%	26.9%	24.1%
<i>Total changes as a percentage of base level</i>	5.0%	28.9%	149.0%	131.6%	4.1%	17.8%	165.1%	143.9%	4.1%	14.9%	150.4%	130.8%

**Other Sections in Adjutant General - Budget No. 540**

	<u>Senate Version</u>	<u>House Version</u>	<u>Conference Committee Version</u>
Veterans' Cemetery maintenance fund	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.	Section 3 appropriates any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2023-25 biennium.
Federal State Fiscal Recovery Fund	Section 5 identifies \$16.8 million from the State Fiscal Recovery Fund, of which \$5.3 million is for the construction of billets at Camp Grafton, \$8.9 million is for the completion of the Dickinson Readiness Center, and \$2.6 million is for the design and engineering of the Williston Readiness Center, to the Adjutant General.	Section 4 identifies \$20.6 million from the State Fiscal Recovery Fund, of which \$2.7 million is for statewide interoperable radio network equipment, \$9.0 for the construction of the Camp Grafton fitness facility, and \$8.9 million is for the completion of the Dickinson Readiness Center	Section 4 identifies \$20.6 million from the State Fiscal Recovery Fund, of which \$2.7 million is for statewide interoperable radio network equipment, \$9.0 for the construction of the Camp Grafton fitness facility, and \$8.9 million is for the completion of the Dickinson Readiness Center
Contigent appropriation - Camp Grafton training center billets		Section 5 appropriates \$5.3 million from the State Fiscal Recovery Fund for the construction of Camp Grafton training center billets if other federal funds become available for the completion of the Dickinson Readiness Center.	Section 5 appropriates \$5.3 million from the State Fiscal Recovery Fund for the construction of Camp Grafton training center billets if other federal funds become available for the completion of the Dickinson Readiness Center.
Transfer to Veterans' Cemetery trust fund	Section 4 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.	Section 6 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.	Section 6 provides for a 2021-23 biennium deficiency appropriation and for the transfer of \$26,656 from the general fund to the Veterans' Cemetery trust fund.
Estimated income - State disaster relief fund		Section 8 identifies \$12,918,245 million from the State Disaster Relief Fund, of which \$11,693,245 is for unclosed state disasters, \$1 million is for the ten percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation grant, and \$225,000 is for flood mitigation grants.	Section 7 identifies \$14,918,245 million from the State Disaster Relief Fund, of which \$11,693,245 is for unclosed state disasters, \$2 million is for natural disaster response and recovery grants, \$1 million is for the ten percent state match for the federal Safeguarding Tomorrow through Ongoing Risk Mitigation grant, and \$225,000 is for flood mitigation grants.
Natural disaster response and recovery grant		Section 9 identifies \$2,000,000 from the State Disaster Relief Fund for supporting political subdivisions in preventing loss of life or significant property damage when responding to and recovering from natural disasters.	Section 8 identifies \$2,000,000 from the State Disaster Relief Fund for supporting political subdivisions in preventing loss of life or significant property damage when responding to and recovering from natural disasters.
Cybersecurity grant	Section 7 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.	Section 10 identifies \$628,000 from the general fund for grants to provide a 10 percent local match for enforcing cybersecurity.	Section 9 identifies \$314,000 from the general fund for grants to provide a 5 percent local match for enforcing cybersecurity.
Maintenance and repairs	Section 8 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 11 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.	Section 10 authorizes 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 2023-25 biennium. Any amounts transferred must be reported to the Office of Management and Budget.
Exemption - Computer-aided dispatch equipment	Subsection 1 of Section 9 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of Section 12 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 1 of Section 11 provides that any unexpended funds from SIIF, appropriated for computer-aided dispatch equipment for the 2019-21 biennium and continued into the 2021-23 biennium, are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.



**Other Sections in Adjutant General - Budget No. 540**

	<u>Senate Version</u>	<u>House Version</u>	<u>Conference Committee Version</u>
Exemption - Tuition, recruiting, and retention	Subsection 2 of Section 9 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of Section 12 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 2 of Section 11 provides that any unexpended general fund appropriation authority in the tuition, recruiting, and retention line item for the 2021-23 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Fraine Barracks automation system	Subsection 3 of Section 9 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of Section 12 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 3 of Section 11 provides that \$80,000 from the general fund and \$240,000 of federal funds appropriated for the Fraine Barracks automation system for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Dickinson Readiness Center	Subsection 4 of Section 9 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of Section 12 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 4 of Section 11 provides that \$15.5 million of federal funds appropriated for the construction of the Dickinson Readiness Center for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Communication bridge training site	Subsection 5 of Section 9 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of Section 12 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 5 of Section 11 provides that \$6 million of federal funds appropriated for the line of communication bridge training site for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - Camp Grafton expansion	Subsection 6 of Section 9 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of Section 12 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 6 of Section 11 provides that any unexpended funds from the National Guard training area and facility development trust fund and SIIF appropriated for the Camp Grafton expansion for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - COVID-19 response line	Subsection 7 of Section 9 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of Section 12 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsection 7 of Section 11 provides that any unexpended funds from the COVID-19 response appropriated for the purpose of defraying COVID-19 and other expenses for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Exemption - American Rescue Plan Act	Subsections 8 and 9 of Section 9 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of Section 12 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.	Subsections 8 and 9 of Section 11 provide that any unexpended funds from the American Rescue Plan Act appropriated for the purposes of replacing the state active-duty software and maintenance and enhancing housing at Camp Grafton for the 2021-23 biennium are not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2023-25 biennium.
Camp Grafton expansion	Section 10 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 13 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.	Section 12 continues legislative intent approved by the 2019 Legislative Assembly for the Adjutant General to purchase options to purchase or lease land for the Camp Grafton expansion.
North Dakota military museum	Section 11 allows the Adjutant General to accept funds, including private and federal, for the construction of a North Dakota military museum.		Section 13 allows the Adjutant General to accept funds, including private and federal, for the construction of a North Dakota military museum.
Legislative Management study - Cold war trail project		Section 14 provides for a Legislative Management study for a cold war trail project.	Section 14 provides for a Legislative Management study for a cold war trail project.

**Other Sections in Adjutant General - Budget No. 540**

	<u>Senate Version</u>	<u>House Version</u>	<u>Conference Committee Version</u>
Emergency clause	Section 12 declares sections 4 and 7 of this act to be an emergency measure.	Section 15 declares sections 6, 9, and 10 of this act and \$60,000 from the Civil Air Patrol line item in section 1 of this act for Minot hangar purchase to be an emergency measure.	Section 15 declares sections 6, 8, and 9 of this act and \$60,000 from the Civil Air Patrol line item in section 1 of this act for Minot hangar purchase to be an emergency measure.
Transfer of SIIF	Section 6 identifies \$2.7 million from SIIF for statewide interoperable radio network equipment.		
Bank of North Dakota - Line of credit		Section 7 establishes a \$20 million line of credit at the Bank of North Dakota to the Adjutant General to provide funding to pay costs associated with the construction of the North Dakota Military Museum.	
Transfer of legacy earnings fund			