

Sixty-first  
Legislative Assembly  
of North Dakota

## HOUSE BILL NO. 1003

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the attorney general;  
2 and to amend and reenact section 54-12-11 of the North Dakota Century Code, relating to the  
3 salary of the attorney general.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the  
6 funds as may be necessary, are appropriated out of any moneys in the general fund in the state  
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
8 other income, to the attorney general for the purpose of defraying the expenses of the attorney  
9 general, for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
11 Salaries and wages	\$22,427,935	\$5,240,722	\$27,668,657
13 Operating expenses	10,596,526	3,608,053	14,204,579
14 Capital assets	1,126,891	1,264,296	2,391,187
15 Grants	4,197,000	(637,775)	3,559,225
16 Litigation fees	50,000	0	50,000
17 Medical examinations	500,000	(250,000)	250,000
18 North Dakota lottery	3,930,589	(346,201)	3,584,388
19 Arrest and return of fugitives	10,000	0	10,000
20 Gaming commission	6,141	0	6,141
21 Computerized registrations	<u>1,046,080</u>	<u>(1,046,080)</u>	<u>0</u>
22 Total all funds	\$43,891,162	\$7,833,015	\$51,724,177
23 Less estimated income	<u>20,901,921</u>	<u>(1,007,056)</u>	<u>21,908,977</u>

1	Total general fund	\$22,989,241	\$6,825,959	\$29,815,200
2	Full-time equivalent positions	188.50	10.00	198.50

3       **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET.** The following  
4 amounts reflect the one-time funding items approved by the sixtieth legislative assembly for the  
5 2007-09 biennium.

6	<u>One-time Funding Description</u>	<u>2007-09</u>	<u>2009-11</u>
7	Crime lab construction	\$1,442,840	\$0
8	Total general fund	\$1,442,840	\$0

9       **SECTION 3. ESTIMATED INCOME - GAMING AND EXCISE TAX ALLOCATION**  
10 **FUND - LOCAL GAMING ENFORCEMENT GRANTS.** The grants line item in section 1 of this  
11 Act includes \$617,000 for local gaming enforcement grants.

12       **SECTION 4. FIRE AND TORNADO FUND - FEES.** The attorney general shall charge  
13 and collect fees for services provided by the state fire marshal program to entities covered by  
14 the fire and tornado fund under chapter 26.1-22. Fees under this section may be collected in  
15 amounts of up to a total of \$310,000 for the biennium beginning July 1, 2009, and ending  
16 June 30, 2009. All fees collected under this section must be deposited in the attorney general's  
17 operating fund.

18       **SECTION 5. PETROLEUM RELEASE COMPENSATION FUND - FEES.** The attorney  
19 general shall charge and collect fees for services provided by the state fire marshal program to  
20 entities covered by the petroleum release compensation fund under chapter 23-37. Fees under  
21 this section may be collected in amounts of up to a total of \$35,000 for the biennium beginning  
22 July 1, 2007, and ending June 30, 2009. All fees collected under this section must be  
23 deposited in the attorney general's operating fund.

24       **SECTION 6. ADDITIONAL FEDERAL FUNDS - EMERGENCY COMMISSION**  
25 **APPROVAL - LIMIT ON GENERAL FUND EXPENDITURES.** If the attorney general receives  
26 federal funding in excess of federal funding amounts appropriated for the 2009-11 biennium,  
27 the attorney general may spend the additional federal funds, subject to emergency commission  
28 approval, but may not spend funding appropriated from the general fund or the  
29 multijurisdictional task force grant fund for similar purposes for the biennium beginning July 1,  
30 2009, and ending June 30, 2011.

1           **SECTION 7. AMENDMENT.** Section 54-12-11 of the North Dakota Century Code is  
2 amended and reenacted as follows:

3           **54-12-11. Salary of attorney general.** The annual salary of the attorney general is  
4 ~~eighty-three~~ ninety-one thousand ~~nine~~ seven hundred ~~ninety-one~~ nineteen dollars through  
5 June 30, 2008, and ~~eighty-seven~~ ninety-six thousand three hundred ~~fifty-one~~ four dollars  
6 thereafter.