

April 2, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

**PROPOSED AMENDMENTS TO
FIRST ENGROSSMENT**

ENGROSSED SENATE BILL NO. 2011

Introduced by

Appropriations Committee

- 1 A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol;
2 ~~and to provide for a transfer;~~ and to provide an exemption.

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

4 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
5 as may be necessary, are appropriated out of any moneys in the general fund in the state
6 treasury, not otherwise appropriated, and from other funds derived from special funds and
7 federal funds, to the highway patrol for the purpose of defraying the expenses of the highway
8 patrol, for the biennium beginning July 1, 2025, and ending June 30, 2027, as follows:

	Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
11 Highway patrol	\$68,085,546	\$13,508,962	\$81,594,508
12 New and vacant FTE pool	0	2,445,122	2,445,122
13 Total all funds	\$68,085,546	\$15,954,084	\$84,039,630
14 Less other funds	20,428,226	5,305,313	25,733,539
15 Total general fund	\$47,657,320	\$10,648,771	\$58,306,091
16 Full-time equivalent positions	205.00	0.00	205.00
17 <u>Highway patrol</u>	<u>\$68,085,546</u>	<u>\$14,653,962</u>	<u>\$82,739,508</u>
18 <u>New and vacant FTE pool</u>	<u>0</u>	<u>2,445,122</u>	<u>2,445,122</u>
19 <u>Total all funds</u>	<u>\$68,085,546</u>	<u>\$17,099,084</u>	<u>\$85,184,630</u>

1	<u>Less other funds</u>	<u>20,428,226</u>	<u>6,251,313</u>	<u>26,679,539</u>
2	<u>Total general fund</u>	<u>\$47,657,320</u>	<u>\$10,847,771</u>	<u>\$58,505,091</u>
3	<u>Full-time equivalent positions</u>	<u>205.00</u>	<u>0.00</u>	<u>205.00</u>

4 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

5 **SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
6 items included in the appropriation in section 1 of this Act which are not included in the entity's
7 base budget for the 2027-29 biennium and which the entity shall report to the appropriations
8 committees of the seventieth legislative assembly regarding the use of this funding:

9	<u>One-Time Funding Description</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
10	Motor pool costs	\$3,275,000	\$208,000	\$3,483,000
11	<u>Motor pool costs</u>	<u>\$3,705,000</u>	<u>\$278,000</u>	<u>\$3,983,000</u>
12	Conductive electronic weapon replacement	0	870,000	870,000
13	Emergency operations course resurface	0	260,000	260,000
14	Preliminary breath test devices	43,000	7,000	50,000
15	Shooting range ventilation	30,000	5,000	35,000
16	Body armor	158,000	26,000	184,000
17	<u>Preliminary breath test devices</u>	<u>0</u>	<u>50,000</u>	<u>50,000</u>
18	<u>Gun replacement</u>	<u>0</u>	<u>200,000</u>	<u>200,000</u>
19	<u>Federal grant authority</u>	<u>0</u>	<u>480,000</u>	<u>480,000</u>
20	Crash assistance position	0	194,000	194,000
21	Total	\$3,506,000	\$1,570,000	\$5,076,000
22	<u>Total</u>	<u>\$3,705,000</u>	<u>\$2,332,000</u>	<u>\$6,037,000</u>

23 **SECTION 3. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST.** The

24 highway patrol may not spend funds appropriated in the new and vacant FTE pool line item in
25 section 1 of this Act, but may request the office of management and budget to transfer funds
26 from the new and vacant FTE pool line item to the highway patrol line item in accordance with
27 the guidelines and reporting provisions included in House Bill No. 1015, as approved by the
28 sixty-ninth legislative assembly.

29 ~~**SECTION 4. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.**~~

30 ~~The other funds line item in section 1 of this Act includes the sum of \$260,000 from the strategic~~

~~investment and improvements fund for an emergency vehicle operations course resurfacing project.~~

SECTION 4. OTHER FUNDS - TRANSFER - HIGHWAY TAX DISTRIBUTION FUND. The other funds line item in section 1 of this Act includes the sum of ~~\$12,804,056~~\$12,897,056, or so much of the sum as may be necessary, from the state highway tax distribution fund which may be transferred at the direction of the superintendent of the highway patrol for defraying the expenses of the highway patrol during the biennium beginning July 1, 2025, and ending June 30, 2027.

SECTION 5. OTHER FUNDS - MOTOR CARRIER ELECTRONIC PERMIT FUND. The other funds line item in section 1 of this Act includes ~~\$2,725,828~~\$3,358,828 from the motor carrier electronic permit transaction fund for defraying various expenses associated with the issuance of permits and other nonenforcement motor carrier and administrative activities during the biennium beginning July 1, 2025, and ending June 30, 2027.

SECTION 6. PAYMENTS TO HIGHWAY PATROL OFFICERS. Each patrol officer of the state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an amount not to exceed \$200 per month for the biennium beginning July 1, 2025, and ending June 30, 2027. The payments are in lieu of reimbursement for meals and other expenses, except lodging, while in travel status within the state of North Dakota or while at the patrol officers' respective home stations. The amounts must be paid at the time and in the same manner as salaries are paid to members of the highway patrol and may be paid without the presentation of receipts or other memorandums.

SECTION 7. EXEMPTION - UNEXPENDED APPROPRIATIONS. The sum of \$45,000 appropriated from the motor carrier electronic permit transaction fund for technology enhancements in section 1 of chapter 11 of the 2023 Session Laws is not subject to the provisions of section 54-44.1-11 and any unexpended funds may be continued into the biennium beginning July 1, 2025, and ending June 30, 2027.

STATEMENT OF PURPOSE OF AMENDMENT:**Senate Bill No. 2011 - Highway Patrol - House Action**

	Base Budget	Senate Version	House Changes	House Version
New and vacant FTE pool Highway Patrol	\$68,085,546	\$2,445,122 81,594,508	\$1,145,000	\$2,445,122 82,739,508
Total all funds	\$68,085,546	\$84,039,630	\$1,145,000	\$85,184,630
Less estimated income	20,428,226	25,733,539	946,000	26,679,539
General fund	\$47,657,320	\$58,306,091	\$199,000	\$58,505,091
FTE	205.00	205.00	0.00	205.00

Department 504 - Highway Patrol - Detail of House Changes

	Adjusts Funding Sources ¹	Increases Funding for Motorpool Costs ²	Removes Funding for Shooting Range Ventilation ³	Adds Funding for Handgun Replacement ⁴	Adds Federal Funds Authority ⁵	Total House Changes
New and vacant FTE pool Highway Patrol		\$500,000	(\$35,000)	\$200,000	\$480,000	\$1,145,000
Total all funds	\$0	\$500,000	(\$35,000)	\$200,000	\$480,000	\$1,145,000
Less estimated income	201,000	70,000	(5,000)	200,000	480,000	946,000
General fund	(\$201,000)	\$430,000	(\$30,000)	\$0	\$0	\$199,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

¹ The source of funding is adjusted for the following items:

- Funding from the general fund for body armor (\$158,000) is changed to the motor carrier electronic permit transaction fund.
- Funding from the general fund for preliminary breath test devices (\$43,000) is changed to the motor carrier electronic permit transaction fund.
- Funding from the strategic investment and improvements fund for an emergency vehicle operations course resurface project (\$260,000) is changed to the motor carrier electronic permit transaction fund.

² One-time funding is increased for estimated 2025-27 biennium state fleet costs.

³ Funding added by the Senate for shooting range ventilation improvements is removed.

⁴ One-time funding from the motor carrier electronic permit transaction fund (\$172,000) and highway tax distribution fund (\$28,000) is added for the replacement of agency handguns.

⁵ One-time federal funds authority is added for a federal Department of Justice grant for in-car router system improvements, which was initially authorized by the Emergency Commission for the 2023-25 biennium.

Senate Bill No. 2011 - Other Changes - House Action

This amendment also:

- Adds a section to authorize the Highway Patrol to continue unexpended 2023-25 biennium appropriations for technology projects into the 2025-27 biennium.
- Removes a section identifying funding from the strategic investment and improvements fund.
- Adjusts sections identifying funding from the highway tax distribution fund and motor carrier electronic permit transaction fund.