

Fifty-sixth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1011

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 highway patrol;  
2 and to create and enact two new sections to chapter 39-03 of the North Dakota Century Code,  
3 relating to the highway patrol operating fund and law enforcement training academy fees.

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 hereby appropriated out of any moneys in the general fund in  
7 the state treasury, not otherwise appropriated, and from special funds derived from federal  
8 funds and other income, to the highway patrol for the purpose of defraying its expenses, for the  
9 biennium beginning July 1, 1999, and ending June 30, 2001, as follows:

10 Administration	\$1,996,541
11 Field operations	22,187,004
12 Law enforcement training academy	<u>922,445</u>
13 Total all funds appropriation	\$25,105,990
14 Less estimated income	<u>15,799,754</u>
15 Total general fund appropriation	\$9,306,236

16 **SECTION 2. SPECIAL FUNDS TRANSFER.** The less estimated income line item in  
17 section 1 of this Act includes the sum of \$13,185,610, or so much of the sum as may be  
18 necessary, from the state highway fund that may be transferred at the direction of the  
19 superintendent of the highway patrol for the purpose of defraying the expenses of the highway  
20 patrol during the biennium beginning July 1, 1999, and ending June 30, 2001.

21 **SECTION 3. PAYMENTS TO HIGHWAY PATROL OFFICERS.** Each patrol officer of  
22 the state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an  
23 amount not to exceed \$170 per month for the biennium beginning July 1, 1999, and ending  
24 June 30, 2001. The payments are in lieu of reimbursement for meals and other expenses,

1 except lodging, while in travel status within the state of North Dakota or while at their respective  
2 home stations. The amounts must be paid without the presentation of receipts or other  
3 memorandums at the time and in the same manner as salaries of members of the highway  
4 patrol are paid.

5 **SECTION 4. LINE ITEM TRANSFERS - EMERGENCY COMMISSION AND BUDGET**

6 **SECTION APPROVAL.** Upon approval of the emergency commission, the highway patrol may  
7 transfer between various line items in section 1 of this Act appropriation authority of up to ten  
8 percent of a given line item to adjust for changing circumstances in meeting established  
9 performance measures. Any further transfers must be approved by the budget section.

10 **SECTION 5. TRANSFER.** The state treasurer shall transfer the sum of \$100,000 from  
11 the highway fund to the general fund during the biennium beginning July 1, 1999, and ending  
12 June 30, 2001. The purpose of the transfer is to reimburse the general fund for expenses  
13 incurred by the highway patrol in collecting revenue for the highway fund.

14 **SECTION 6. OFFICE OF MANAGEMENT AND BUDGET, SUPREME COURT, AND**  
15 **LEGISLATIVE ASSEMBLY - PAYMENTS TO HIGHWAY PATROL.** The office of management  
16 and budget shall pay \$50,000 to the highway patrol on July 1, 1999, the supreme court shall  
17 pay \$30,000 to the highway patrol on July 1, 2000, and the legislative assembly shall pay  
18 \$20,000 to the highway patrol on January 1, 2001, for the purpose of providing funding for  
19 capitol grounds security services provided by the highway patrol for the biennium beginning  
20 July 1, 1999, and ending June 30, 2001. The highway patrol shall deposit these funds in the  
21 highway patrol operating fund to be used for paying costs associated with providing security on  
22 the capitol grounds.

23 **SECTION 7.** Two new sections to chapter 39-03 of the North Dakota Century Code are  
24 created and enacted as follows:

25 **Highway patrol operating fund.** The highway patrol operating fund is a special fund in  
26 the state treasury. Moneys deposited in the fund must be used pursuant to legislative  
27 appropriations for highway patrol programs.

28 **Law enforcement training academy - User fees.** The highway patrol shall charge a  
29 fee of ten dollars per day for each person, excluding highway patrol personnel, attending law  
30 enforcement programs at the law enforcement training academy. The highway patrol shall  
31 charge a lodging fee of ten dollars per night for each person, excluding highway patrol

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- 1 personnel, staying overnight at the law enforcement training academy. Revenues from these
- 2 fees must be deposited in the highway patrol operating fund.