

**Fifty-sixth Legislative Assembly, State of North Dakota, begun in the
Capitol in the City of Bismarck, on Tuesday, the fifth day of January,
one thousand nine hundred and ninety-nine**

SENATE BILL NO. 2003
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the attorney general; to provide statements of legislative intent; to amend and reenact subsection 3 of section 53-06.1-14 and section 54-12-11 of the North Dakota Century Code, relating to gaming stamp fees and the salary of the attorney general; 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 hereby 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 attorney general for the purpose of defraying the expenses of the attorney general, for the biennium beginning July 1, 1999, and ending June 30, 2001, as follows:

Salaries and wages	\$13,981,817
Operating expenses	4,572,703
Equipment	811,710
Grants	5,396,025
Litigation fees	50,000
Arrest and return of fugitives	10,000
Gaming commission	5,109
Racing commission	222,067
National criminal history improvement project	2,344,118
Law enforcement programs	627,280
High-intensity drug trafficking area	1,604,175
Total all funds	\$29,625,004
Less estimated income	15,894,903
Total general fund appropriation	\$13,730,101

SECTION 2. FIRE AND TORNADO FUND. The estimated income line item in section 1 of this Act includes the sum of \$385,517, or so much of the sum as may be necessary, from the state fire and tornado fund, for the purpose of defraying the expenses related to the state fire marshal program.

SECTION 3. LEGISLATIVE INTENT - STATE FIRE MARSHAL PROGRAM. It is the intent of the legislative assembly that the attorney general charge and collect a fee for services provided by the state fire marshal program to entities insured by the fire and tornado fund. For services provided to entities not insured by the fire and tornado fund, the attorney general is to prepare and submit a memorandum billing to the entity receiving the service. For the purpose of this section a "memorandum billing" means a document detailing services and cost of services provided. The memorandum billing does not require a remittance of funds.

SECTION 4. ASSET FORFEITURE FUND. The sum of \$74,201 is available from the asset forfeiture fund to the attorney general as included in the estimated income line item in section 1 of this Act.

SECTION 5. LOCAL GAMING ENFORCEMENT GRANTS. The grants line item in section 1 of this Act includes \$221,877 for local gaming enforcement grants.

SECTION 6. LEGISLATIVE INTENT - LOCAL GAMING ENFORCEMENT GRANTS. It is the intent of the legislative assembly that the attorney general, through the state treasurer's office, disburse

local gaming enforcement grants based on a competitive basis in accordance with criteria established by the attorney general.

SECTION 7. LEGISLATIVE INTENT - LITIGATION FEES - EMERGENCY COMMISSION REQUEST. It is the intent of the legislative assembly that the attorney general submit a request to the emergency commission for an additional appropriation for litigation fees from the contingency fund if the \$50,000 appropriated in the litigation fees line item in section 1 of this Act is exhausted.

SECTION 8. LEGISLATIVE INTENT - ARREST AND RETURN OF FUGITIVES - EMERGENCY COMMISSION REQUEST. It is the intent of the fifty-sixth legislative assembly that the attorney general submit a request to the emergency commission for additional appropriation authority from the state contingencies appropriation for reimbursing counties for costs relating to the arrest and return of fugitives if the funding provided for this purpose in section 1 of this Act is not adequate for the biennium beginning July 1, 1999, and ending June 30, 2001.

SECTION 9. AMENDMENT. Subsection 3 of section 53-06.1-14 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

3. A licensed distributor shall affix a North Dakota gaming stamp to each deal of pull tabs and bingo cards, punchboard, sports pool board, calcutta board, and series of paddlewheel ticket cards sold and shall purchase the stamps from the attorney general for ~~twenty-five~~ thirty-five cents each. Ten cents of each stamp sold, up to thirty-six thousand dollars per biennium, must be credited to the attorney general's operating fund to defray the costs of issuing the gaming stamps.

SECTION 10. AMENDMENT. Section 54-12-11 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

54-12-11. Salary of attorney general. The annual salary of the attorney general is ~~sixty-two~~ sixty-five thousand five hundred ninety-two ~~fifty-three~~ fifty-three dollars through June 30, ~~1998~~ 2000, ~~sixty-seven thousand sixty-eight~~ sixty-eight dollars through December 31, 2000, and ~~sixty-four~~ sixty-nine thousand ~~four hundred sixty-four~~ two dollars thereafter.

SECTION 11. EMERGENCY. The high-intensity drug trafficking area line item in section 1 of this Act is declared to be an emergency measure.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-sixth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2003 and that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 42 Nays 5 Absent 2

President of the Senate

Secretary of the Senate

This certifies that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 79 Nays 17 Absent 2

Speaker of the House

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 1999.

Approved at _____ M. on _____, 1999.

Governor

Filed in this office this _____ day of _____, 1999,

at ___ o'clock _____ M.

Secretary of State