

February 12, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO

HOUSE BILL NO. 1016

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the office of the
2 adjutant general; and to provide a statement of legislative intent; to provide an exemption; and to
3 declare an emergency.

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 funds
6 as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from other funds derived from special funds and
8 federal funds, to the office of the adjutant general for the purpose of defraying the expenses of
9 the office of the adjutant general, for the biennium beginning July 1, 2025, and ending June 30,
10 2027, as follows:

11 Subdivision 1.

NATIONAL GUARD

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>	
15	Salaries and wages	\$7,745,742	\$0	\$7,745,742
16	Operating expenses	3,214,211	0	3,214,211
17	Capital assets	224,046	0	224,046
18	Grants	470,692	0	470,692
19	Civil air patrol	330,642	0	330,642
20	Tuition, recruiting, and retention	3,362,235	0	3,362,235

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1	Air guard contract	8,928,725	0	8,928,725
2	Army guard contract	49,586,921	0	49,586,921
3	Veterans' cemetery	1,401,147	0	1,401,147
4	Reintegration program	900,634	0	900,634
5	Total all funds	\$76,164,995	\$0	\$76,164,995
6	Less other funds	58,308,741	0	58,308,741
7	Total general fund	\$17,856,254	\$0	\$17,856,254
8	Subdivision 2:			
9	DEPARTMENT OF EMERGENCY SERVICES			
10	Adjustments or			
11	Base Level Enhancements Appropriation			
12	Salaries and wages	\$13,562,188	\$0	\$13,562,188
13	Operating expenses	6,815,567	0	6,815,567
14	Grants	27,790,000	0	27,790,000
15	Disaster costs	74,249,944	0	74,249,944
16	Total all funds	\$122,417,699	\$0	\$122,417,699
17	Less other funds	114,662,611	0	114,662,611
18	Total general fund	\$7,755,088	\$0	\$7,755,088
19	Subdivision 3:			
20	SECTION 1 TOTAL			
21	Adjustments or			
22	Base Level Enhancements Appropriation			
23	Grand total all funds	\$198,582,694	\$0	\$198,582,694
24	Less grand total other funds	172,971,352	0	172,971,352
25	Grand total general fund	\$25,611,342	\$0	\$25,611,342
26	Full-time equivalent positions	233.00	0.00	233.00
27	<u>Salaries and wages</u>	<u>\$7,745,742</u>	<u>(\$4,089,855)</u>	<u>\$3,655,887</u>
28	<u>New and vacant FTE pool</u>	<u>0</u>	<u>1,943,664</u>	<u>1,943,664</u>
29	<u>Operating expenses</u>	<u>3,214,211</u>	<u>(1,618,997)</u>	<u>1,595,214</u>
30	<u>Capital assets</u>	<u>224,046</u>	<u>47,749,954</u>	<u>47,974,000</u>
31	<u>Grants</u>	<u>470,692</u>	<u>0</u>	<u>470,692</u>
32	<u>Civil air patrol</u>	<u>330,642</u>	<u>215,254</u>	<u>545,896</u>

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1	Tuition, recruiting, and retention	3,362,235	0	3,362,235
2	Air guard contract	8,928,725	606,916	9,535,641
3	Army guard contract	49,586,921	19,080,973	68,667,894
4	Veterans' cemetery	1,401,147	62,469	1,463,616
5	Reintegration program	900,634	(900,634)	0
6	Total all funds	\$76,164,995	\$63,049,744	\$139,214,739
7	Less other funds	58,308,741	59,963,868	118,272,609
8	Total general fund	\$17,856,254	\$3,085,876	\$20,942,130
9	<u>Subdivision 2.</u>			
10	<u>DEPARTMENT OF EMERGENCY SERVICES</u>			
11			Adjustments or	
12		Base Level	Enhancements	Appropriation
13	Salaries and wages	\$13,562,188	\$1,793,521	\$15,355,709
14	New and vacant FTE pool	0	725,676	725,676
15	Operating expenses	6,815,567	745,316	7,560,883
16	Capital assets	0	660,000	660,000
17	Grants	27,790,000	0	27,790,000
18	Disaster costs	74,249,944	78,561,155	152,811,099
19	Radio communications	0	1,020,000	1,020,000
20	Total all funds	\$122,417,699	\$83,505,668	\$205,923,367
21	Less other funds	114,662,611	81,550,506	196,213,117
22	Total general fund	\$7,755,088	\$1,955,162	\$9,710,250
23	<u>Subdivision 3.</u>			
24	<u>SECTION 1 TOTAL</u>			
25			Adjustments or	
26		Base Level	Enhancements	Appropriation
27	Grand total all funds	\$198,582,694	\$146,555,412	\$345,138,106
28	Less grand total other funds	172,971,352	141,514,374	314,485,726
29	Grand total general fund	\$25,611,342	\$5,041,038	\$30,652,380
30	Full-time equivalent positions	233.00	3.00	236.00

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

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

6 <u>One-Time Funding Description</u>	<u>Other Funds</u>
7 National guard	
8 Camp Grafton regional training institute	\$34,000,000
9 Critical infrastructure state matching funds	4,500,000
10 Williston readiness center design	2,500,000
11 Civil air patrol statewide interoperable radio network upgrade	206,426
12 Line of communication bridge training site	3,674,000
13 Dickinson readiness center	5,800,000
14 Camp Grafton fitness facility	<u>2,000,000</u>
15 Total national guard	\$52,680,426
16 Department of emergency services	
17 Safeguarding Tomorrow through Ongoing Risk Mitigation Act	\$39,050,000
18 Wildland fires	2,550,000
19 Disaster response equipment	660,000
20 Law enforcement redundant switch	525,000
21 Statewide interoperable radio network costs	<u>495,000</u>
22 Total department of emergency services	<u>\$43,280,000</u>
23 Grand total	\$95,960,426

24 **SECTION 3. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST.** The
25 adjutant general may not spend funds appropriated in the new and vacant FTE pool line items
26 in section 1 of this Act, but may request the office of management and budget to transfer funds
27 from the new and vacant FTE pool line items to the applicable salaries and wages, civil air
28 patrol, air guard contract, army guard contract, veterans' cemetery, and disaster costs line items
29 within each subdivision in accordance with the guidelines and reporting provisions included in
30 House Bill No. 1015, as approved by the sixty-ninth legislative assembly.

1 **SECTION 4. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.** In
2 addition to the amount appropriated to the adjutant general in the veterans' cemetery line item
3 in subdivision 1 of section 1 of this Act, there is appropriated any additional funds that are
4 received and deposited in the veterans' cemetery maintenance fund pursuant to sections
5 37-03-14 and 39-04-10 for the operation of the North Dakota veterans' cemetery for the
6 biennium beginning July 1, 2025, and ending June 30, 2027.

7 **SECTION 5. EXEMPTION - MAINTENANCE AND REPAIRS - TRANSFERS.**

8 Notwithstanding section 54-16-04, the director of the office of management and budget shall
9 transfer up to \$500,000 of appropriation authority to the operating expenses and capital assets
10 line items contained in section 1 of this Act, as requested by the adjutant general ~~to provide for~~
11 ~~the maintenance and repair of state-owned armories in this state~~ during the biennium beginning
12 July 1, 2025, and ending June 30, 2027. The adjutant general shall notify the legislative council
13 of any transfers made pursuant to this section.

14 **SECTION 6. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.**

15 The other funds line item in subdivision 1 of section 1 of this Act includes the sum of \$7,206,426
16 from the strategic investment and improvements fund, of which \$4,500,000 is for critical
17 infrastructure state matching funds, \$2,500,000 is for the Williston readiness center design, and
18 \$206,426 is for the civil air patrol statewide interoperable radio network upgrade. The other
19 funds line item in subdivision 2 of section 1 of this Act includes the sum of \$1,020,000 from the
20 strategic investment and improvements fund, of which \$525,000 is for the state radio law
21 enforcement redundant switch and \$495,000 is for statewide interoperable radio network costs.

22 **SECTION 7. GIFTS, GRANTS, AND DONATIONS - NORTH DAKOTA MILITARY**

23 **MUSEUM.** The adjutant general may accept gifts, grants, and donations, including those from
24 private and federal sources, and remit the funding to the state treasurer for deposit in the state
25 historical society gifts and bequests fund for the construction of a North Dakota military museum
26 during the biennium beginning July 1, 2025, and ending June 30, 2027.

27 **SECTION 8. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following

28 appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into
29 the biennium beginning July 1, 2025, and ending June 30, 2027:

- 1 1. Any amounts remaining for the construction of the Dickinson readiness center
2 continued in section 12 of chapter 48 of the 2023 Session Laws appropriated from
3 federal funds in subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
- 4 2. Any amounts remaining for the line of communication bridge training site continued in
5 section 12 of chapter 48 of the 2023 Session Laws appropriated from federal funds in
6 subdivision 1 of section 1 of chapter 16 of the 2021 Session Laws;
- 7 3. The sum of \$9,000,000 appropriated from the federal state fiscal recovery fund for the
8 construction of the Camp Grafton fitness facility in subdivision 1 of section 1 of
9 chapter 48 of the 2023 Session Laws;
- 10 4. The sum of \$3,362,235 appropriated from the general fund for tuition assistance,
11 recruiting, and retention incentives to eligible current and former members of the North
12 Dakota national guard in subdivision 1 of section 1 of chapter 48 of the 2023 Session
13 Laws, which may be used for program administration and operating costs;
- 14 5. Any amounts remaining for the expansion of Camp Grafton continued in section 12 of
15 chapter 48 of the 2023 Session Laws appropriated from the national guard training
16 area and facility development trust fund in section 3 of chapter 16 of the 2021 Session
17 Laws;
- 18 6. Any amounts remaining for replacing the state active duty software and maintenance
19 continued in section 12 of chapter 48 of the 2023 Session Laws appropriated from the
20 federal state fiscal recovery fund in subsection 24 of section 1 of chapter 550 of the
21 2021 Special Session Session Laws;
- 22 7. The sum of \$314,000 appropriated from the general fund for cybersecurity grants in
23 subdivision 2 of section 1 of chapter 48 of the 2023 Session Laws; and
- 24 8. The sum of \$225,000 appropriated from the state disaster relief fund for flood
25 mitigation grants in subdivision 2 of section 1 of chapter 48 of the 2023 Session Laws.

26 **SECTION 9. CAMP GRAFTON EXPANSION - LEGISLATIVE INTENT.** It is the intent of the
27 sixty-ninth legislative assembly that the adjutant general contract for the purchase or long-term
28 lease of land for the Camp Grafton expansion, including the purchase of up to one thousand
29 six hundred acres and the long-term lease of the remainder, not to exceed six thousand acres in
30 total. The adjutant general may not use eminent domain for the expansion of Camp Grafton.

31 **SECTION 10. EMERGENCY.** The following are declared to be an emergency measure:

- 1 1. The sum of \$6,000,000 appropriated from the general fund and the strategic
2 investment and improvements fund for critical infrastructure state matching funds in
3 the army guard contract line item in subdivision 1 of section 1 of this Act;
- 4 2. The sum of \$206,426 appropriated from the strategic investment and improvements
5 fund for the civil air patrol statewide interoperable radio network upgrade in the civil air
6 patrol line item in subdivision 1 of section 1 of this Act; and
- 7 3. The sum of \$39,050,000 appropriated from the state disaster relief fund and federal
8 funds for the Safeguarding Tomorrow through Ongoing Risk Mitigation Act in the
9 disaster costs line item of subdivision 2 of section 1 of this Act.