

Adjutant General, including the National Guard and the Department of Emergency Services
Budget No. 540
Senate Bill No. 2016, House Bill No. 1014

	FTE Positions	General Fund	Other Funds	Total
2007-09 executive budget (bills as introduced)	232.00	\$21,711,846	\$121,694,392	\$143,406,238
2007-09 legislative appropriations	232.00	21,802,813¹	121,675,673	143,478,486
Legislative increase (decrease) to executive budget	0.00	\$90,967	(\$18,719)	\$72,248
Legislative increase (decrease) to 2005-07 appropriations	39.00	(\$3,858,088) ²	\$32,371,595	\$28,513,507

¹This amount includes \$2,781,970 of one-time funding. Excluding this amount, the agency's ongoing general fund appropriation is \$19,020,843.

²This amount reflects the 2005-07 deficiency appropriation of \$4.1 million from the general fund to the Adjutant General to repay the Bank of North Dakota for the state's share of disaster costs.

SUMMARY OF LEGISLATIVE CHANGES TO THE EXECUTIVE BUDGET AND MAJOR FUNDING ITEMS

Salaries and Wages

The legislative action affecting the recommended appropriation for the Adjutant General is in accordance with legislative salary and fringe benefits guidelines as contained in Senate Bill No. 2189.

	Major Items			
	FTE Positions	General Fund	Other Funds	Total
The legislative action:				
Reduced funding recommended in the executive budget relating to retiree health credit contributions		(\$9,033)	(\$18,719)	(\$27,752)
Reduced funding for special assessment payments (National Guard)		(320,000)		(320,000)
Provided funding for increasing armory lease payments or providing deferred maintenance grants to political subdivision-owned armories as determined appropriate by the Adjutant General (National Guard)		120,000		120,000
Provided funding for salary equity and pay grade adjustments for State Radio employees based on a compensation plan established by the Adjutant General (Department of Emergency Services)		300,000		300,000
Total	0.00	\$90,967	(\$18,719)	\$72,248

FTE Changes

The 2007-09 biennium appropriation includes funding for 232 FTE positions, an increase of 39 FTE positions from the 2005-07 biennium authorized level of 193 FTE positions. The Legislative Assembly did not change the executive recommendation to add 2 FTE family program counselor positions, 7 FTE security positions relating to the agency's Air Guard contract, 28 FTE security positions relating to the agency's Army Guard contract, 1 FTE public information officer position, and 1 FTE grants officer position.

One-Time Funding

In Section 9 of Senate Bill No. 2016, the Legislative Assembly identified \$2,781,970 from the general fund as one-time funding items. These items, which are summarized as follows, are not to be considered part of the agency's base budget for preparing the 2009-11 executive budget and the Adjutant General is to report to the Appropriations Committees during the 2009 legislative session on the use of this funding:

Computer-aided dispatch project	\$980,000
Motorola lease purchase payment (general fund portion)	1,084,970
Special assessments	92,000
Deferred maintenance	625,000
Total	\$2,781,970

Capital Asset Funding

The Legislative Assembly provided funding of \$2,456,014, of which \$2,015,637 is from the general fund and \$440,377 is from special funds, for capital assets. The funding of \$2,456,014 is a decrease of \$320,000 from the executive recommendation of \$2,776,014. The following is a summary of the capital asset funding:

	2007-09 Executive Recommendation			2007-09 Legislative Appropriation		
	General Fund	Special Funds	Total	General Fund	Special Funds	Total
National Guard						
Payment in lieu of taxes (Camp Grafton)	\$35,000		\$35,000	\$35,000		\$35,000
Bond payments	70,667		70,667	70,667		70,667
Special assessments	470,000		470,000	150,000		150,000
Extraordinary repairs	625,000		625,000	625,000		625,000
Equipment over \$5,000	50,000		50,000	50,000		50,000
Subtotal - National Guard	\$1,250,667		\$1,250,667	\$930,667		\$930,667
Department of Emergency Services						
Motorola lease purchase agreement payment	\$1,084,970	\$440,377	\$1,525,347	\$1,084,970	\$440,377	\$1,525,347
Grand total - Adjutant General	\$2,335,637	\$440,377	\$2,776,014	\$2,015,637	\$440,377	\$2,456,014

Tuition and Enlistment Compensation

The Legislative Assembly did not change the executive recommendation to provide \$2,407,500 from the general fund for the tuition and enlistment compensation program, an increase of \$400,000 from the 2005-07 biennium appropriation of \$2,007,500. The additional \$400,000 is for recruitment and retention bonuses. The tuition and enlistment compensation program is a scholarship program providing approximately \$1,000 per semester for eligible students taking 12 or more credits. Students taking fewer than 12 credits receive lower payments. In addition, under North Dakota Century Code (NDCC) Section 37-07.1-03, the accredited postsecondary institution waives 25 percent of the total tuition cost for each eligible student.

Veterans Cemetery

The Legislative Assembly provided funding of \$354,922, of which \$238,585 is from the general fund and \$116,337 is special funds from the Veterans Cemetery maintenance fund, for the operation of the Veterans Cemetery. This represents an increase in funding of \$64,351 from the 2005-07 biennium appropriation of \$290,571, of which \$216,297 was from the general fund and \$74,274 was special funds from the Veterans Cemetery maintenance fund. Section 4 of Senate Bill No. 2106 provides that any additional funds received by the Adjutant General and deposited in the Veterans Cemetery maintenance fund pursuant to NDCC Sections 37-03-14 and 39-04-10.10 for the operation of the North Dakota Veterans Cemetery are appropriated to the Adjutant General.

Other Sections in Senate Bill No. 2016

Line item transfer authority - Section 5 provides that the Adjutant General may transfer up to \$500,000 from various line items to the operating expenses and capital assets line items for the maintenance and repair of state-owned armories during the 2007-09 biennium. Any amounts transferred must be reported to the Office of Management and Budget.

Department of Emergency Services Advisory Committee - Section 6 provides legislative intent that the Adjutant General consider changing the membership of the Department of Emergency Services Advisory Committee established pursuant to NDCC Section 37-17.1-02.2 to remove representatives of the Information Technology Department and the Infragard and include representatives of the North Dakota Healthcare Association and North Dakota Sheriffs Association.

Homeland security funding - Section 7 provides legislative intent that political subdivisions place a greater influence on allocations of federal homeland security funding to emergency medical services and hospitals.

Legislative Council study - Section 8 provides that the Legislative Council consider studying, during the 2007-08 interim, the Department of Emergency Services, including the Division of Homeland Security and the Division of State Radio. The study should include a review of the allocation of federal homeland security funding, the operation of State Radio, and potential changes to the 911 fee structure to continue salary equity funding provided in the 2007-09 biennium.

Transfer to the Veterans Cemetery trust fund - Section 10 amends Section 6 of 2005 House Bill No. 1017 to provide that any unexpended general fund appropriation authority relating to the \$5 million appropriated for the payment of adjusted compensation to veterans during the 2005-07 and 2007-09 bienniums is not subject to the provisions of NDCC Section 54-44.1-11 and must be transferred to the Veterans Cemetery trust fund during the 2009-11 biennium.

Related Legislation

2005-07 deficiency appropriation - Senate Bill No. 2023 provides a \$4.1 million general fund deficiency appropriation for the 2005-07 biennium to repay the Bank of North Dakota for the state's share of disaster costs.

Tuition and enlistment compensation program and adjusted compensation program - Senate Bill No. 2115 modifies the tuition and enlistment compensation program to allow any qualifying member of the National Guard to enroll in any accredited postsecondary institution and modifies the adjusted compensation program for veterans to continue the program through the 2007-09 biennium and to include nonresident members of the North Dakota National Guard.

Veterans' number plates - Senate Bill No. 2263 modifies the funding structure for the initial and annual fees paid for veterans' license plates.

Adjusted compensation program - House Bill No. 1291 increases the death benefit provided under the adjusted compensation program for veterans from \$2,500 to \$5,000.