

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2003

Page 1, line 2, after the semicolon insert "to create and enact a new section to chapter 12-63 of the North Dakota Century Code, relating to peace officer license fees;"

Page 1, line 3, replace "and" with "to provide a contingent appropriation; to provide an exemption;"

Page 1, line 4, after "expenses" insert "; and to declare an emergency"

Page 1, line 11, replace "18,246,035" with "18,461,301"

Page 1, line 12, replace "8,025,869" with "7,738,043"

Page 1, line 18, replace "34,058,823" with "33,986,263"

Page 1, line 19, replace "17,444,577" with "17,537,418"

Page 1, line 20, replace "16,614,246" with "16,448,845"

Page 1, after line 20, insert:

"SECTION 2. CONTINGENT APPROPRIATION. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$240,000, or so much of the sum as may be necessary, to the attorney general for the purpose of defraying the expenses of defending the state's school finance system for the biennium beginning July 1, 2003, and ending June 30, 2005. These funds may be spent only if the attorney general is required to defend the state in a lawsuit involving the state's school finance system during the 2003-05 biennium.

SECTION 3. EXEMPTION. The appropriation contained in section 1 of chapter 3 of the 2001 Session Laws is not subject to the provisions of section 54-44.1-11 for an amount of up to \$66,000, and this amount may be used by the attorney general for defraying the expenses associated with conducting criminal background checks during the biennium beginning July 1, 2003, and ending June 30, 2005.

SECTION 4. ATTORNEY GENERAL REFUND FUND - EXCEPTION. Notwithstanding section 54-12-18, the attorney general may retain the balance in the attorney general refund fund that would otherwise be transferred to the general fund on June 30, 2003."

Page 2, after line 18, insert:

"SECTION 9. A new section to chapter 12-63 of the North Dakota Century Code is created and enacted as follows:

Peace officer training fee. In addition to any fee authorized under section 12-63-05, the board shall assess a peace officer training fee of fifty-five dollars on each application for a license, an initial license, a renewal of a license, and a late renewal of a license. All collections under this section must be transferred to the attorney general

for deposit in the attorney general operating fund for the purpose of defraying the expenses of peace officer training programs."

Page 2, after line 26, insert:

"SECTION 11. EMERGENCY. Sections 3 and 4 of this Act are declared to be an emergency measure."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2003 - Attorney General - House Action

	EXECUTIVE BUDGET	SENATE VERSION	HOUSE CHANGES	HOUSE VERSION
Salaries and wages	\$18,294,636	\$18,246,035	\$215,266	\$18,461,301
Operating expenses	7,831,087	8,025,869	(287,826)	7,738,043
Capital assets	1,784,250	1,830,250		1,830,250
Grants	5,841,560	5,891,560		5,891,560
Litigation fees	50,000	50,000		50,000
Arrest and return of fugitives	10,000	10,000		10,000
Gaming Commission	5,109	5,109		5,109
Contingent appropriation			<u>240,000</u>	<u>240,000</u>
Total all funds	\$33,816,642	\$34,058,823	\$167,440	\$34,226,263
Less estimated income	<u>17,349,237</u>	<u>17,444,577</u>	<u>92,841</u>	<u>17,537,418</u>
General fund	\$16,467,405	\$16,614,246	\$74,599	\$16,688,845
FTE	171.00	171.00	5.00	176.00

Dept. 125 - Attorney General - Detail of House Changes

	ADDS FUNDING FOR RACING COMMISSION ¹	ADDS CONTINGENT APPROPRIATION ²	ADDS FUNDING FOR BACKGROUND CHECKS ³	RESTORES FUNDING FOR TRAINING POSITION ⁴	ADDS NEW POSITIONS ⁵	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE ⁶
Salaries and wages			\$130,600	\$102,416		(\$17,750)
Operating expenses	\$25,000		49,400	31,584		
Capital assets						
Grants						
Litigation fees						
Arrest and return of fugitives						
Gaming Commission						
Contingent appropriation		<u>\$240,000</u>				
Total all funds	\$25,000	\$240,000	\$180,000	\$134,000	\$0	(\$17,750)
Less estimated income	<u>25,000</u>			<u>70,015</u>		<u>(2,174)</u>
General fund	\$0	\$240,000	\$180,000	\$63,985	\$0	(\$15,576)
FTE	0.00	0.00	2.00	1.00	2.00	0.00

	REDUCES FUNDING FOR INFORMATION TECHNOLOGY COSTS ⁷	TOTAL HOUSE CHANGES
Salaries and wages		\$215,266
Operating expenses	(\$393,810)	(287,826)
Capital assets		
Grants		
Litigation fees		
Arrest and return of fugitives		
Gaming Commission		
Contingent appropriation		<u>240,000</u>
Total all funds	(\$393,810)	\$167,440
Less estimated income		<u>92,841</u>
General fund	(\$393,810)	\$74,599
FTE	0.00	5.00

¹ The operating expenses line item is increased by \$25,000 from Racing Commission collections for Racing Commission operating costs. The additional income is available as a result of provisions of Senate Bill No. 2028.

- ² A section is added providing a \$240,000 contingent general fund appropriation for defending the state's school finance system if a lawsuit is filed during the 2003-05 biennium.
- ³ Funding is added for two FTE identification technicians for conducting additional criminal background checks during the 2003-05 biennium.
- ⁴ The executive budget removed two FTE law enforcement training positions. The Senate restored one of the two positions. This amendment restores the other position. Approximately 50 percent of the funding for the position will be provided from an increase in peace officer license fees. Section 9 of the bill is added which requires the Peace Officer Standards and Training Board to collect an additional \$55 fee on each application or license and remit the funds collected to the Attorney General for deposit in the Attorney General operating fund for providing funding for peace officer training programs. The fee is estimated to generate \$70,015 for the 2003-05 biennium.
- ⁵ Section 4 is added allowing the Attorney General to retain the June 30, 2003, balance in the Attorney General refund fund estimated at \$394,984 rather than transferring the balance to the general fund. The Attorney General will use the funding to hire two additional FTE positions and for other costs associated with enforcing provisions of Senate Bill No. 2255 relating to telephone solicitations. The Attorney General's 2003-05 biennium appropriation is not changed because the funds in the refund fund may be spent by the Attorney General pursuant to a continuing appropriation.
- ⁶ Funding for state employee health insurance premiums is reduced from \$493 to \$488.70 per month.
- ⁷ This amendment reduces funding for information technology by \$393,810 from the general fund, which represents a reduction in information technology funding from the general fund of approximately 20 percent.

Section 3 is added allowing the Attorney General to continue up to \$66,000 of the Attorney General's 2001-03 biennium general fund appropriation for the purpose of defraying the expenses associated with conducting additional criminal background checks during the 2003-05 biennium.

An emergency clause section is added relating to Sections 3 and 4 which were added to the bill by this amendment.