

**HOUSE BILL NO. 1003**

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 attorney general;  
 2 to provide for a contingent appropriation; to provide for racing commission expenses; and to  
 3 amend section 54-12-11 of the North Dakota Century Code, relating to the salary of the  
 4 attorney general.

5 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

6 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this  
 7 section represent the base level funding component appropriated to the attorney general in  
 8 section 3 of this Act as follows:

9	Salaries and wages	\$18,461,301
10	Operating expenses	7,995,471
11	Capital assets	1,830,250
12	Grants	5,891,560
13	Litigation fees	50,000
14	State school finance lawsuit	240,000
15	Arrest and return of fugitives	10,000
16	Gaming commission	<u>5,109</u>
17	Total all funds - Base level	\$34,483,691
18	Less estimated income - Base level	<u>17,429,474</u>
19	Total general fund - Base level	\$17,054,217

20 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The  
 21 amounts identified in this section represent the funding adjustments or enhancements to the  
 22 base funding level for the attorney general which are included in the appropriation in section 3  
 23 of this Act as follows:

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1	Salaries and wages	\$939,420
2	Operating expenses	258,633
3	Capital assets	(63,000)
4	Grants	52,496
5	Racing commission	387,007
6	Gaming commission	<u>(70)</u>
7	Total all funds - Adjustments/enhancements	\$1,574,486
8	Less estimated income - Adjustments/enhancements	<u>359,067</u>
9	Total general fund - Adjustments/enhancements	\$1,215,419

10           **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the  
11 funds as may be necessary, are appropriated out of any moneys in the general fund in the state  
12 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
13 other income, to the attorney general for the purpose of defraying the expenses of the attorney  
14 general, for the biennium beginning July 1, 2005, and ending June 30, 2007, as follows:

15	Salaries and wages	\$19,400,721
16	Operating expenses	8,254,104
17	Capital assets	1,767,250
18	Grants	5,944,056
19	Litigation fees	50,000
20	State school finance lawsuit	240,000
21	Racing commission	387,007
22	Arrest and return of fugitives	10,000
23	Gaming commission	<u>5,039</u>
24	Total all funds	\$36,058,177
25	Less estimated income	<u>17,788,541</u>
26	Total general fund appropriation	\$18,269,636

27           **SECTION 4. SCHOOL FINANCE LAWSUIT.** The state school finance lawsuit line item  
28 in sections 1 and 3 of this Act is for the purpose of defraying the expenses of defending the  
29 state's school finance system for the biennium beginning July 1, 2005, and ending June 30,  
30 2007.

1           **SECTION 5. ESTIMATED INCOME - GAMING AND EXCISE TAX ALLOCATION**

2   **FUND - LOCAL GAMING ENFORCEMENT GRANTS.** The grants line item in section 3 of this  
3 Act includes \$617,000 for local gaming enforcement grants.

4           **SECTION 6. FIRE AND TORNADO FUND - FEES.** The attorney general shall charge  
5 and collect fees for services provided by the state fire marshal program to entities covered by  
6 the fire and tornado fund under chapter 26.1-22. Fees under this section may be collected in  
7 amounts of up to a total of \$310,000 for the biennium beginning July 1, 2005, and ending  
8 June 30, 2007. All fees collected under this section must be deposited in the attorney general's  
9 operating fund.

10          **SECTION 7. PETROLEUM RELEASE COMPENSATION FUND - FEES.** The attorney  
11 general shall charge and collect fees for services provided by the state fire marshal program to  
12 entities covered by the petroleum release compensation fund under chapter 23-37. Fees under  
13 this section may be collected in amounts of up to a total of \$35,000 for the biennium beginning  
14 July 1, 2005, and ending June 30, 2007. All fees collected under this section must be  
15 deposited in the attorney general's operating fund.

16          **SECTION 8. ESTIMATED INCOME - RACING PROMOTION, PURSE, AND**  
17 **BREEDERS' FUNDS.** Notwithstanding section 53-06.2-11, the estimated income line item in  
18 section 3 of this Act includes \$129,002 from the racing promotion fund, \$129,002 from the  
19 purse fund, and \$129,003 from the breeders' fund for the purpose of defraying the  
20 administrative and operating costs of the racing commission for the biennium beginning July 1,  
21 2005, and ending June 30, 2007.

22          **SECTION 9. AMENDMENT.** Section 54-12-11 of the North Dakota Century Code is  
23 amended and reenacted as follows:

24          **54-12-11. Salary of attorney general.** The annual salary of the attorney general is  
25 ~~seventy one thousand seventy two dollars through December 31, 2001, seventy three~~  
26 ~~seventy-seven thousand two six hundred four fifty-five dollars through June 30, 2002~~ seventy-three  
27 ~~seventy-four~~ thousand two hundred forty-five dollars through June 30, ~~2002~~ 2006, and  
28 thereafter.