

**FIRST ENGROSSMENT
with Conference Committee Amendments**

ENGROSSED HOUSE BILL NO. 1017

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 adjutant
2 general; to provide an exemption to section 54-44.1-11 of the North Dakota Century Code,
3 relating to unexpended appropriations; and to declare an emergency.

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

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

8 Salaries and wages	\$3,568,516
9 Operating expenses	2,681,667
10 Capital assets	144,987
11 Grants	329,514
12 Civil air patrol	193,020
13 Tuition and enlistment compensation	1,007,500
14 Air guard contract	6,318,364
15 Army guard contract	15,370,985
16 Veterans' cemetery	<u>275,146</u>
17 Total all funds - Base level	\$29,889,699
18 Less estimated income - Base level	<u>20,718,716</u>
19 Total general fund - Base level	\$9,170,983

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 adjutant general's office which are included in the appropriation in
23 section 3 of this Act as follows:

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1	Salaries and wages	\$174,055
2	Operating expenses	531,861
3	Capital assets	725,013
4	Grants	5,000,000
5	Civil air patrol	(36,762)
6	Tuition and enlistment compensation	1,000,000
7	Air guard contract	827,137
8	Army guard contract	9,610,477
9	Veterans' cemetery	<u>15,425</u>
10	Total all funds - Adjustments/enhancements	\$17,847,206
11	Less estimated income - Adjustments/enhancements	<u>10,612,621</u>
12	Total general fund - Adjustments/enhancements	\$7,234,585

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

18	Salaries and wages	\$3,742,571
19	Operating expenses	3,213,528
20	Capital assets	870,000
21	Grants	5,329,514
22	Civil air patrol	156,258
23	Tuition and enlistment compensation	2,007,500
24	Air guard contract	7,145,501
25	Army guard contract	24,981,462
26	Veterans' cemetery	<u>290,571</u>
27	Total all funds	\$47,736,905
28	Less estimated income	<u>31,331,337</u>
29	Total general fund appropriation	\$16,405,568

30 **SECTION 4. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.**

31 The veterans' cemetery line item in section 3 of this Act includes the sum of \$74,274 from the

1 veterans' cemetery maintenance fund for the operation of the veterans' cemetery. Any
2 additional funds received by the adjutant general and deposited in the veterans' cemetery
3 maintenance fund pursuant to sections 37-03-14 and 39-04-10.10 for the operation of the North
4 Dakota veterans' cemetery are appropriated to the adjutant general for that purpose for the
5 biennium beginning July 1, 2005, and ending June 30, 2007.

6 **SECTION 5. LINE ITEM TRANSFER AUTHORITY - MAINTENANCE AND REPAIRS.**

7 The adjutant general may transfer to the operating expenses and capital assets line items
8 contained in section 3 of this Act up to the sum of \$700,000 from the various other line items
9 contained in section 3 of this Act, as determined necessary by the adjutant general to provide
10 for the maintenance and repair of state-owned armories in this state during the biennium
11 beginning July 1, 2005, and ending June 30, 2007. Any amounts transferred pursuant to this
12 section must be reported to the director of the office of management and budget.

13 **SECTION 6. EXEMPTION - TRANSFER.** Any unexpended general fund appropriation
14 authority relating to the \$5,000,000 appropriated in section 3 of this Act for the payment of
15 adjusted compensation to veterans is not subject to the provisions of section 54-44.1-11. Any
16 unexpended funds from this appropriation must be transferred to the veterans' cemetery trust
17 fund during the biennium beginning July 1, 2007, and ending June 30, 2009.

18 **SECTION 7. APPROPRIATION.** There is appropriated from special funds derived
19 from federal funds the sum of \$4,000,000, or so much of the sum as may be necessary, to the
20 adjutant general's office for the purpose of completing construction projects at federally
21 supported facilities and roads, for the period beginning with the effective date of this Act and
22 ending June 30, 2005.

23 **SECTION 8. EMERGENCY.** Section 7 of this Act is declared to be an emergency
24 measure.