

**FIRST ENGROSSMENT
with Conference Committee Amendments**

ENGROSSED HOUSE BILL NO. 1011

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 highway patrol
2 and to authorize line item transfers.

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

4 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this
5 section represent the base level funding component appropriated to the highway patrol in
6 section 3 of this Act as follows:

7 Administration	\$2,361,511
8 Field operations	30,998,822
9 Law enforcement training academy	<u>1,459,275</u>
10 Total all funds - Base level	\$34,819,608
11 Less estimated income - Base level	<u>14,738,746</u>
12 Total general fund - Base level	\$20,080,862

13 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The
14 amounts identified in this section represent the funding adjustments or enhancements to the
15 base funding level for the highway patrol which are included in the appropriation in section 3 of
16 this Act as follows:

17 Administration	\$206,505
18 Field operations	4,190,299
19 Law enforcement training academy	<u>(57,986)</u>
20 Total all funds - Adjustments/enhancements	\$4,338,818
21 Less estimated income - Adjustments/enhancements	<u>(3,518,326)</u>
22 Total general fund - Adjustments/enhancements	\$7,857,144

23 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the
24 funds as may be necessary, are appropriated out of any moneys in the general fund in the state

1 treasury, not otherwise appropriated, and from special funds derived from federal funds and
2 other income, to the highway patrol for the purpose of defraying the expenses of that agency,
3 for the biennium beginning July 1, 2007, and ending June 30, 2009, as follows:

4 Administration	\$2,568,016
5 Field operations	35,189,121
6 Law enforcement training academy	<u>1,401,289</u>
7 Total all funds	\$39,158,426
8 Less estimated income	<u>11,220,420</u>
9 Total general fund appropriation	\$27,938,006

10 **SECTION 4. SPECIAL FUNDS TRANSFER.** The less estimated income line item in
11 section 3 of this Act includes the sum of \$4,200,000, or so much of the sum as may be
12 necessary, from the state highway tax distribution fund which may be transferred at the
13 direction of the superintendent of the highway patrol for the purpose of defraying the expenses
14 of the highway patrol during the biennium beginning July 1, 2007, and ending June 30, 2009.

15 **SECTION 5. PAYMENTS TO HIGHWAY PATROL OFFICERS.** Each patrol officer of
16 the state highway patrol is entitled to receive from funds appropriated in section 3 of this Act an
17 amount not to exceed one hundred seventy dollars per month for the biennium beginning
18 July 1, 2007, and ending June 30, 2009. The payments are in lieu of reimbursement for meals
19 and other expenses, except lodging, while in travel status within the state of North Dakota or
20 while at their respective home stations. The amounts must be paid at the time and in the same
21 manner as salaries are paid to members of the highway patrol and may be paid without the
22 presentation of receipts or other memorandums.

23 **SECTION 6. SALARY EQUITY POOL - EFFECT ON SHARE OF STATEWIDE**
24 **EQUITY POOL.** The general fund appropriation included in section 3 of this Act includes
25 \$200,000 of additional funding for salary equity adjustments for troopers and sergeants. The
26 human resource management services division of the office of management and budget may
27 not consider this additional funding in its calculation of the highway patrol's share of the
28 statewide salary equity pool for the biennium beginning July 1, 2007, and ending June 30,
29 2009.

30 **SECTION 7. LINE ITEM TRANSFER - EXCEPTION - AUTHORIZATION.**
31 Notwithstanding section 54-16-04, the highway patrol may transfer up to \$100,000 from the

1 field operations line item in section 3 of this Act to the law enforcement training academy line
2 item in section 3 of this Act for the biennium beginning July 1, 2007, and ending June 30, 2009.
3 The highway patrol shall notify the office of management and budget of any transfers made
4 pursuant to this section.

5 **SECTION 8. ADDITIONAL TROOPER POSITION - BUDGET SECTION REPORT.**

6 The highway patrol may hire one additional FTE trooper position from funds appropriated to the
7 patrol for the biennium beginning July 1, 2007, and ending June 30, 2009. Prior to filling this
8 position, the highway patrol shall report to the budget section on the budget savings that
9 resulted in funds being available for paying for this position and any additional costs relating to
10 the position that may be necessary for the 2009-11 biennium.

11 **SECTION 9. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

12 **SIXTY-FIRST LEGISLATIVE ASSEMBLY.** The total general fund appropriation line item in
13 section 3 of this Act includes \$842,000 for the one-time funding items identified in this section.
14 This amount is not a part of the agency's base budget to be used in preparing the 2009-11
15 executive budget. The highway patrol shall report to the appropriations committees of the
16 sixty-first legislative assembly on the use of this one-time funding for the biennium beginning
17 July 1, 2007, and ending June 30, 2009.

18 In-car video equipment	\$642,000
19 Capitol security software	50,000
20 Automatic external defibrillators	<u>150,000</u>
21 Total	\$842,000