

Sixtieth  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2003

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  
2 general; to provide an exemption; to provide for crime laboratory building project carryover  
3 authority; and to amend section 54-12-11 of the North Dakota Century Code, relating to the  
4 salary of the 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	\$19,549,735
10	Operating expenses	8,483,795
11	Capital assets	5,418,741
12	Grants	5,944,056
13	Litigation fees	50,000
14	State school finance lawsuit	240,000
15	North Dakota lottery	3,899,191
16	Arrest and return of fugitives	10,000
17	Gaming commission	5,039
18	North Dakota children's advocacy center	<u>100,000</u>
19	Total all funds - Base level	\$43,700,557
20	Less estimated income - Base level	<u>24,488,401</u>
21	Total general fund - Base level	\$19,212,156

22 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The  
23 amounts identified in this section represent the funding adjustments or enhancements to the

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1 base funding level for the attorney general which are included in the appropriation in section 3  
2 of this Act as follows:

3	Salaries and wages	\$3,189,266
4	Operating expenses	1,525,512
5	Capital assets	992,215
6	Grants	(1,747,056)
7	State school finance lawsuit	(240,000)
8	North Dakota lottery	149,211
9	Gaming commission	1,102
10	North Dakota children's advocacy center	<u>(100,000)</u>
11	Total all funds - Adjustments/enhancements	\$3,770,250
12	Less estimated income - Adjustments/enhancements	<u>(5,576,024)</u>
13	Total general fund - Adjustments/enhancements	\$9,346,274

14 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the  
15 funds as may be necessary, are appropriated out of any moneys in the general fund in the state  
16 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
17 other income, to the attorney general for the purpose of defraying the expenses of the attorney  
18 general, for the biennium beginning July 1, 2007, and ending June 30, 2009, as follows:

19	Salaries and wages	\$22,739,001
20	Operating expenses	10,009,307
21	Capital assets	6,410,956
22	Grants	4,197,000
23	Litigation fees	50,000
24	Arrest and return of fugitives	10,000
25	North Dakota lottery	4,048,402
26	Gaming commission	<u>6,141</u>
27	Total all funds	\$47,470,807
28	Less estimated income	<u>18,912,377</u>
29	Total general fund appropriation	\$28,558,430

1           **SECTION 4. 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 5. 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, 2007, and ending  
8 June 30, 2009. All fees collected under this section must be deposited in the attorney general's  
9 operating fund.

10          **SECTION 6. 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, 2007, and ending June 30, 2009. All fees collected under this section must be  
15 deposited in the attorney general's operating fund.

16          **SECTION 7. ESTIMATED INCOME - RACING PROMOTION FUND.** Notwithstanding  
17 section 53-06.2-11, the estimated income line item in section 3 of this Act includes \$60,988  
18 from the racing promotion fund for the purpose of defraying the expenses of simulcast racing  
19 site audits conducted by the attorney general's office for the biennium beginning July 1, 2007,  
20 and ending June 30, 2009.

21          **SECTION 8. EXEMPTION.** Of the funds appropriated in the capital assets line item for  
22 the attorney general crime laboratory building project in section 1 of chapter 51 of the 2005  
23 Session Laws, \$3,280,722 is not subject to section 54-44.1-11 and any unexpended funds from  
24 this line item are available for construction costs during the biennium beginning July 1, 2007,  
25 and ending June 30, 2009.

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

28          **54-12-11. Salary of attorney general.** The annual salary of the attorney general is  
29 ~~seventy-seven~~ eighty-three thousand ~~six~~ nine hundred ~~fifty-five~~ ninety-one dollars through  
30 June 30, ~~2006~~ 2008, and ~~eighty~~ eighty-seven thousand ~~seven~~ three hundred ~~sixty-one~~ fifty-one  
31 dollars thereafter.