

**SENATE BILL NO. 2011
with House Amendments**

Sixty-first
Legislative Assembly
of North Dakota

SENATE BILL NO. 2011

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 provide a statement of legislative intent.

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

4 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
5 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
6 treasury, not otherwise appropriated, and from special funds derived from federal funds and
7 other income, to the highway patrol for the purpose of defraying the expenses of the highway
8 patrol, for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
11 Administration	\$2,565,841	\$452,598	\$3,018,439
12 Field operations	34,298,998	2,748,156	37,047,154
13 Law enforcement training academy	1,400,689	93,433	1,494,122
14 Deferred maintenance	<u>0</u>	<u>100,000</u>	<u>100,000</u>
15 Total all funds	\$38,265,528	\$3,394,187	\$41,659,715
16 Less estimated income	<u>11,212,205</u>	<u>(318,475)</u>	<u>10,893,730</u>
17 Total general fund	\$27,053,323	\$3,712,662	\$30,765,985
18 Full-time equivalent positions	193.00	1.00	194.00

19 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**
20 **SIXTY-SECOND LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time
21 funding items approved by the sixtieth legislative assembly for the 2007-09 biennium and the
22 2009-11 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2007-09</u>	<u>2009-11</u>
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Sixty-first
Legislative Assembly

1	In-car video equipment	\$642,000	\$0
2	Capitol security software	50,000	0
3	Automated external defibrillators	150,000	0
4	Capitol security upgrade	0	80,000
5	Commercial vehicle information exchange window system	0	100,000
6	Weigh station repairs	<u>0</u>	<u>100,000</u>
7	Total general fund	\$842,000	\$280,000

8 The 2009-11 one-time funding amounts are not a part of the entity's base budget for the
9 2011-13 biennium. The highway patrol shall report to the appropriations committees of the
10 sixty-second legislative assembly on the use of this one-time funding for the biennium
11 beginning July 1, 2009, and ending June 30, 2011.

12 **SECTION 3. DEFERRED MAINTENANCE - TRANSFERS.** The highway patrol may
13 transfer from the deferred maintenance line to the other lines contained in section 1 of this Act,
14 amounts necessary to address extraordinary repair needs. Any amounts transferred must be
15 reported to the director of the office of management and budget.

16 **SECTION 4. SPECIAL FUNDS TRANSFER.** The less estimated income line item in
17 section 1 of this Act includes the sum of \$4,550,725, or so much of the sum as may be
18 necessary, from the state highway tax distribution fund which may be transferred at the
19 direction of the superintendent of the highway patrol for the purpose of defraying the expenses
20 of the highway patrol during the biennium beginning July 1, 2009, and ending June 30, 2011.

21 **SECTION 5. PAYMENTS TO HIGHWAY PATROL OFFICERS.** Each patrol officer of
22 the state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an
23 amount not to exceed \$200 per month for the biennium beginning July 1, 2009, and ending
24 June 30, 2011. The payments are in lieu of reimbursement for meals and other expenses,
25 except lodging, while in travel status within the state of North Dakota or while at their respective
26 home stations. The amounts must be paid at the time and in the same manner as salaries are
27 paid to members of the highway patrol and may be paid without the presentation of receipts or
28 other memorandums.

29 **SECTION 6. LEGISLATIVE INTENT - AUTOMATED PERMITS.** It is the intent of the
30 sixty-first legislative assembly that the highway patrol proceed with implementation of the

1 commercial vehicle information exchange window system and with preparations to allow for the
2 automated issuance of highway permits.

3 **SECTION 7. COMMERCIAL VEHICLE INFORMATION EXCHANGE WINDOW**

4 **SYSTEM - USE OF FUNDING - BUDGET SECTION REPORT.** The administration line item in
5 section 1 of this Act includes \$100,000 from the general fund for the commercial vehicle
6 information exchange window system. Any funds designated for the implementation of the
7 system that are not used for this purpose may not be spent for other purposes and must be
8 included in the agency's unspent general fund appropriation authority for the biennium
9 beginning July 1, 2009, and ending June 30, 2011. The highway patrol shall report
10 semiannually to the budget section regarding the status of implementation of this system and
11 on the use of these funds.