

**SENATE BILL NO. 2005  
with House Amendments**

Sixty-first  
Legislative Assembly  
of North Dakota

**SENATE BILL NO. 2005**

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 Indian affairs  
2 commission; to provide for a contingent appropriation; and to declare an emergency.

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 Indian affairs commission for the purpose of defraying the expenses of that  
8 agency, for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
9			
10			
11 Salaries and wages	\$485,363	\$70,717	\$556,080
12 Operating expenses	<u>85,895</u>	<u>40,610</u>	<u>126,505</u>
13 Total all funds	\$571,258	\$111,327	\$682,585
14 Less special funds	<u>5,000</u>	<u>(5,000)</u>	<u>0</u>
15 Total general fund	\$566,258	\$116,327	\$682,585
16 Full-time equivalent positions	4.00	0	4.00

17 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**  
18 **SIXTY-SECOND LEGISLATIVE ASSEMBLY.** The following amounts reflect one-time funding  
19 items approved by the sixtieth legislative assembly for the 2007-09 biennium and the 2009-11  
20 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>
21		
22 Indian youth leadership program	\$0	\$40,000
23 Total general fund	\$0	\$40,000

1 The 2009-11 one-time funding amounts are not a part of the entity's base budget for the  
2 2011-13 biennium. The Indian affairs commission shall report to the appropriations committees  
3 of the sixty-second legislative assembly on the use of this one-time funding for the biennium  
4 beginning July 1, 2009, and ending June 30, 2011.

5 **SECTION 3. CONTINGENT PROGRAM FUNDING.** Section 1 of this Act includes  
6 \$40,000 from the general fund for an Indian youth leadership program which the Indian affairs  
7 commission may spend only to the extent that federal funds appropriated in section 4 of this Act  
8 are not available for these purposes.

9 **SECTION 4. APPROPRIATION - FEDERAL FISCAL STIMULUS FUNDS -**  
10 **ADDITIONAL FUNDING APPROVAL.** The funds provided in this section, or so much of the  
11 funds as may be necessary, are appropriated from federal funds made available to the state  
12 under the federal American Recovery and Reinvestment Act of 2009, not otherwise  
13 appropriated, to the Indian affairs commission, for the period beginning with the effective date  
14 of this Act and ending June 30, 2011, as follows:

15 Indian youth leadership program	<u>\$40,000</u>
16 Total federal funds	\$40,000

17 The Indian affairs commission may seek emergency commission and budget section  
18 approval under chapter 54-16 for authority to spend any additional federal funds received under  
19 the federal American Recovery and Reinvestment Act of 2009 in excess of the amounts  
20 appropriated under this section, for the period beginning with the effective date of this Act and  
21 ending June 30, 2011.

22 Any federal funds appropriated under this section are not a part of the agency's 2011-13  
23 base budget. Any program expenditures made with these funds will not be replaced with state  
24 funds after the federal American Recovery and Reinvestment Act of 2009 funds are no longer  
25 available.

26 **SECTION 5. EMERGENCY.** Section 4 of this Act is declared to be an emergency  
27 measure.