

2011 SENATE APPROPRIATIONS

SB 2016

2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

SB 2016
January 14, 2011
12906

☐ Conference Committee

Committee Clerk Signature

Rose Lanning

Explanation or reason for introduction of bill/resolution:

A Bill for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general.

Minutes:

See attached testimony #1 & 2.

Chairman Holmberg called the committee hearing to order on SB 2016. Roll call was taken.

Tammy R. Dolan – OMB; Sara Chamberlin – Legislative Council

Major General David Sprynczynatyk – Adjutant General, State of North Dakota

Testimony attached - # 1 and brochure packet – attachment #2.

Attachment #2 - Brochure packet contains:

- Strategic Plan for the North Dakota National Guard
- Strategic Plan for the Department of Emergency Service
- Service Member and Family Support Program
- North Dakota National Guard Foundation
- North Dakota Veteran's Cemetery
- Organizational Chart

He introduced those in attendance with him. Capt. Michelle Hagel, Legal Officer; LTC Davina French, Government Affairs Officer; Greg Wilz, Director of Homeland Security and Deputy, Dept. of Emergency Services; Brig. General Al Dohrmann, Deputy Adjutant General; Holly Gaugler, Chief Administrative Officer; Mike Link, Director of State Radio, Department of Emergency Services.

- North Dakota National Guard Mobilization Fact Sheet
- Page honoring the 12 soldiers lost from the North Dakota National Guard

Reading from written testimony –

Chairman Holmberg asked about the tuition assistance program and commended the National Guard on changes made. He also asked what kind of work did he do while in the United Kingdom.

Major General David Sprynczynatyk explained that it was an exchange where they sent soldiers here to see what we do and how we train, particularly in the engineering profession. Then we reciprocate and send officers there for the same thing. He thanked the chairman for his compliments on the tuition assistance program. They realized how important this was to their soldiers, airmen and students. Additional personnel were assigned to work closely with their people to access federal and state funds and management of funds to pay 100% of the tuition.

Senator Robinson asked how many military are affected by PTSD (Post Traumatic Stress Disorder).

Major General David Sprynczynatyk said he wished he could provide numbers, but they don't have any. The reason is that many suffer from PTSD, but unless they are willing to volunteer that they have a problem, we may not know. They fear it may end their military career or that they are letting their fellow Guardsmen down. They try to do everything possible to assist people suffering from PTSD and will continue to do so.

Senator Warner asked about the Kosovo mission and when it may end or wind down.

Major General David Sprynczynatyk said that in the later 1990s, there were 15,000 troops involved in Kosovo and later drawn down to 10,000. Brig. General Al Dohrmann had 1400 ND troops under his command. The level is now at 10,000 and we hope to draw down more.

He informed the committee of the State Partnership Program whose purpose is to link the state National Guard with a foreign country and help them to become a stable country and hopefully a true democracy. Late last year, a call was put out for those interested in being a state partner with Kosovo and North Dakota has put in a bid for that partnership.

(continuing on page 3 – Department of Emergency Services)

Senator Warner (referring to the partnership agreements with the private tower providers) Are any of these partnerships reciprocal and do we allow private transmitters on towers which are run by the state?

Major General David Sprynczynatyk: Yes that is done, but from a technical standpoint, if there's a potential of interference of the radio frequencies in any way, then we would not allow it. It's not uncommon for others to share on the towers that we use and we use the towers at the local level. If possible, we like to put our equipment on county dispatch towers without having to construct a new tower. A new tower costs almost a million dollars.

Senator Warner: Control stations for missile bases appear to have microwave towers, are there any alliances for those towers or are they exclusive to the federal government.

Major General David Sprynczynatyk said they would have to distinguish if that is a gap area. He didn't think they have ever had an arrangement with the Air Force. We'd want to maybe explore it.

(continuing on page 6, Subdivision 1. National Guard)

Senator Fischer asked about any anticipated response in protecting Camp Grafton from the rising Devils Lake. **Major General David Sprynczynatyk** replied that they have been very successful in securing federal funds. There have been 3 projects and the 4th and 5th are underway to protect the Camp. They will be raising the road along the lake and riprap it. It's all been done under federal expense. They work with the Dept. of Transportation and the State Water Commission in providing a level of protection on the other side or the entrance to the Camp. That will tie in with the Corps of Engineers project.

Senator Wanzek (speaking of the Disaster Relief Fund) wondered if the \$7.9 M of remaining encumbrances is taking into account the current situation from here.

Major General David Sprynczynatyk replied that the figure there is what they know as far as encumbered expenses today. Depends on what happens this spring, the remaining balance could very well be reduced further.

(Continuing page 7 – Capital Assets)

Chairman Holmberg asked about our authorized strength – are we below and how do we compare to other states?

Major General David Sprynczynatyk Within both Army and the Air, we stand at 96% of authorized strength. The nation as a whole, within the National Guard, is at about 103 or 104 %. MN has 108 or 109 %. Our retention rate is second to none and per capita enlistment rate, we're #1 and lead the nation with 6.5 recruitments and military members per thousand capita. That's unheard of across the country because the average is about 1.5 or 2.0.

(Continuing page 7 – Air Guard Contracts)

Senator Warner asked about the five temporary and asked how they would anticipate funding these employees in future biennium.

Major General David Sprynczynatyk said that they have leverage with full time positions that have been provided to them for the medical professional personnel. The temporary positions don't require the same level of skill, training and education. It's people that train others that go out to various gatherings and talk about programs. In the future, they hope they will not have to continue those temporary programs at some point, but they want to ensure that they have the professionals on board to address the health issues, both mental and physical health.

(Continuing on page 8 – Reintegration Program)

He thanked the committee and said he'd be available to questions. **Chairman Holmberg** informed him the subcommittee will be **Senator Grindberg, Chairman Holmberg, Senator Warner**.

Senator Warner asked about the emergency management in regards to the oil fields in the western part of the state. There have been a couple of relatively minor spills and he stated

that the local civilian fire departments couldn't come anywhere near handling those. Do you do any training in the way of containing the emergency and do you work with local fire departments? Is there anything at the planning level.

Major General David Sprynczynatyk: Yes, we are involved. There is a regional response which allows access to more specialized trained individuals that exist in larger communities. They also work with the ND Firefighters Association and they provide training and we provide funds for hazardous materials response. There are three or four levels of skills that people have to be trained to in order to respond. Some of the requirements have increased and that's posed some challenges. On a biannually basis, we had a hazardous materials conference here where over 200 people across the state attended.

Senator Warner asked if there were any issues with hierarchy of command in whose taking charge?

Major General David Sprynczynatyk said the incident command center is very clear that the command lies at the local level. And depending on the disaster, it may be the county sheriff or the fire chief. They are the ones that are the first responders on the scene to provide for instant command. If the event goes beyond their level of capability and expertise is, they'll ask for help from others who have more skill, experience and knowledge.

Senator Grindberg asked him to comment ADSB NextGen project. There is going to be major changes coming in the nation's airspace with technology, with avoidance with all general aviation aircraft because the technology is all plausible. There will be one state that is designated as a test area which could mean significant job growth with industry as well as bragging rights that ND has been the test bed and the place on the globe for this kind of technology.

Major General David Sprynczynatyk: It's a tremendous growth opportunity from an economic development standpoint. The governor's office and the ND National Guard have been very involved in looking towards what can be done in the arena of unmanned aerial aircraft/ unmanned aerial systems (UAV/UAS). The ADSB is the next generation of avoidance system in aircraft. The Miter Corporation that is a federal entity is very excited about ND being the lead because of our experience and knowledge. The North Dakota National Guard is involved because of the Happy Hooligans, 119th in Fargo have been flying unmanned aerial vehicles for about four years. On the Army side, we have unmanned aerial vehicles fly at Camp Grafton south in an authorized area. We've worked closely with UND, the Aviation School with the Center of Excellence. From our perspective, we want to see everything possible done to promote and enhance the possibility of ND doing even more in the UAV/UAS arena. We're working towards joint training. There are issues from the Air Force classification standpoint, but we see that as an opportunity. We have trained personnel and we're more than willing to share them with others. We work closely with the Customs and Border Protection Agency. They are flying UAV out of Grand Forks. The private sector is very interested in what we have to offer, what we're doing and what we're trying to do. The parties involved have all realized the potential value and benefit. Everyone is working together closely. We've had a meeting earlier this week with Task Force MIND (Military Issues in ND). Task Force MIND, about 6-7 months ago, undertook a strategic plan for ND for UAV/UAS and that strategic plan is being completed as we speak.

One of the elements of it identifies the challenges of air space with UAVs. It's in that arena that we work with the people at UND and corporations in eastern ND. It's huge and it would be great for ND to have the work, research and development in the private sector in ND and also have the bragging rights for another first in the country.

Chairman Holmberg said he was at a conference where the phrase "the last fighter pilot has probably already been born".

Chairman Holmberg closed the hearing on SB 2016.

2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

SB 2016
02-07-2011
Job # 14160

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

Subcommittee on the budget for the Office of Adjutant General

Minutes:

You may make reference to "attached testimony."

V.Chairman Grindberg called the subcommittee to order at 3:00 pm on 2-7-11. Present was Senator Warner. Present were Tammy R. Dolan, OMB and Sara Chamberlin, Legislative Council.

Chairman Grindberg: Talked on Friday to get a handle on emergency services, roads and by my account we have 6 related bills to SB2016. The largest one is 2350 which provides \$22 M in relief for stuff that is going to melt in a few weeks; \$22M for Federal Emergency Relief Funding relating to disasters; and then SB2340, Sen. ~~Taylor's~~ bill for \$19 M. Help us to organize what's going on here and what do you think is what going to be needed for the state. What's in an account somewhere within here to preview and what that means?

General Sprynczynatyk: I'll give you an overview of what's happening out there. Two years ago, and trying to decide what might happen this winter yet; what might happen this spring. What might the Legislature do similar to what it did, three years ago? As we prepared our budget last summer and fall, we looked at the remaining balance of the disaster relief fund would be, was an appropriation of \$43 M dollars into the fund to be used for responding to disasters, matching federal funds for disasters and also a portion of it intended to be used for the snow removal anywhere in the state where the cost of snow removal on any given month was twice or more the five year average for that month. Of the \$43 M a little over \$5 M was spent on snow removal program, another \$1.5M spent from other sources of money provided to us, one was an appropriation, and one part of it was from the contingency fund. Then beyond that \$5.5 M there was about another \$25 M spent for flood fight, flood response, recovery and also for the disasters of 2010. The unencumbered balance of the disaster relief fund will be \$12.5 M dollars as we close out this biennium. What you're seeing in those other bills are efforts to number one, possibly do something to help the counties, cities, townships with snow removal this winter that was SB 2350; the funds provided for that funds to be distributed across the state through the highway distribution fund. In addition to that, some of the other bills out there is Senator Robinson's bill would provide additional money to the Disaster Relief Fund, and he in essence is looking for ways to increase or beef-up the disaster relief fund over and above

what's there now. The bill towers came about as a result of the interim study and that bill would address the funding for developing 12 towers sites to fill all the gaps across the state in our State Radio communication system. To begin with, with snow emergency removal, effort that is a legislative decision, should we do something this biennium similar to what was done in 2009 or leave as is? Right now, there is no authority for us to do anything like we did in 2009 as that authority expired in June 30, 2009.

V. Chairman Grindberg: Do you need immediate authority?

General Sprynczynatyk: Really that was a one- time program. Legislature was very clear and said as a result of the heavy snowfall, through the early winter of 08-09, we're going to provide funds to those counties, cities, townships that had exceeded 200% of their normal five year average cost for the months of January, February or March. So we went back after the bill was passed into law, it had an Emergency Clause on it, and we worked with the counties, cities and townships and we extended about \$5.5 M dollars from the Disaster Relief Fund. That clearly said to be expended by June 30, 2009, and that's when we closed it out. One of the questions, should we do something to try to provide relief this winter, and I know that Senator Taylor's bill was intended to do that? His bill would not utilize the Disaster Relief Fund; it was simply to distribute money across the state through the highway distribution formula. In our bill SB 2016, Section 4; basically we authorize we appropriate whatever funds that are mainly in the Disaster Relief Fund. The actual cash balance on June 30 is going to be about \$20 M dollars but we know about \$7.5 of that is obligated. So that money will be spent to help with before the start of the new biennium so an unencumbered balance, the unobligated balance is the \$12.5 M that I mentioned earlier.

V. Chairman Grindberg: Where is the \$7.5 M come in? **General Sprynczynatyk:** The \$7.5 is from some of the projects that are yet to be done from the 2009, and that will carry on for a couple more years. We know that all the projects that we have a good estimate of costs and not the basis for determining that money it's actually \$7.9 M that will be spent after the 1st of July. We'll leave a balance of just under \$12.5M.

V. Chairman Grindberg: If Senator Robinson's bill and Taylor's bill do not pass, and we provide the authority in Section 4, like you noted in 2016, is that going to work given the calendar with March/April events? Do we need to make you provide authority now?

General Sprynczynatyk: If the Legislature makes the decision to provide some funds now, for this winter, I believe there needs to be some authority some language similar to what was in SB 2012 two years ago.

V. Chairman Grindberg: Sooner rather than later? Adjournment of the session?

Greg Wilz, State Radio: Well, no, it depends on how you want to handle it the distribution of funds. If you recall, last time around we asked for the people for evidence of the expenditure and we covered all the way through January – March. It took the counties literally two months to get all of the paperwork in to us so that we could distribute the money. We started cutting checks probably the end of May and it took us until June 30, to get tied up with that whole project. That was the deadline of the legislature gave us last time around.

General Sprynczynatyk: But I think the basic question the legislature has to answer is, should we provide funds like we did two years ago. That really is the crux of the matter, at this point and time where it comes to snow removal as we look across the state and the amount of snow that is out there and the expenses incurred.

We've had 12 counties as of last week that has declared snow disaster emergencies and the Spirit Lake Nation as well.

Senator Warner: We are fortunate that we only have snow the years the legislature is meeting. We didn't disperse any funds in 2010 is that correct? **General Sprynczynatyk:** We didn't have the authority for it. The authority actually expired June 30, 2009. **Senator Warner:** Considering 5 years averages always going forward, probably it's not the next biennium or the one following. We will have reached the basis that is quite a bit higher. He was told yes.

General Sprynczynatyk: It will be higher, whether or not it will be quite a bit, I don't know because we have two years to add in. You have the winter of 2008-2009, and then the winter 2009-2010. So those two years will be added to the three previous years and that would set the pace. **Senator Warner:** That would set it much higher specials. **General Sprynczynatyk:** for state formulas and state aid.

V. Chairman Grindberg: What does the data suggest, Senator Taylor provided maps.

Greg Wilz: We're comparable to the snow fall in terms of average and well ahead of moisture content in terms of average, today. **General Sprynczynatyk:** We didn't have as much wind this winter. In 08-09 we had a lot of wind, and the counties and townships, cities that clear the roads, they would be blown shut and they would go out again. We haven't heard as much from the counties and townships as we did in 09. But I think part of that is that we've had less wind drifting the roads in.

V. Chair Grindberg: There seems to be a fair chatter that it might be early yet for a few more storms that could come in February and March could be a chatter period.

General Sprynczynatyk: There was a lot of the discussion last time, but it took place a little later in the session. It wasn't until late February, or early March when there was some clamor to do something.

Senator Warner: Have we done any review of axle limitations (11:33) that have been put on counties and townships ability to raise their own revenues? I have frequent complaints it takes about 7 years to reach our extreme emergency snow removal fund, that we're getting major winters every other year. They don't have a chance to catch up either though they would. Technically, do they have some resources within their own means, because we've capped their ability to respond by raising their own mill levy? You just can't catch up again.

Terry Traynor, ND League of Cities: That is true. In the small counties it takes 7.5 years of property tax with the limitations they have to top out their average and fund again. Many of them are just in the process in 2010 to build it back up. On top of that townships don't have the ability to raise an emergency fund. Many of those don't have much all they have is the road fund. So once that is gone, they can't transfer money from someplace else, so there is no assurance that there will be any relief coming from the state. They can't even borrow money, so the townships are in a much more difficult position.

Senator Warner: This is happening to Benson and Nelson counties in protecting their tax.?

Terry Traynor: Correct. **Senator Warner:** This goes beyond the scope of this bill in this committee. **Terry Traynor:** There is a bill working its way in the House that would allow counties too increase how rapidly they tax their citizens to build that emergency fund up yet. It hasn't made it all over to the Senate yet.

Greg Wilz: Let's go back to the formula that was used in 2009. In your opinion is that something that worked well? **General Sprynczynatyk:** The greatest challenge we found was for the smaller political subdivisions to have a 5 year record. The principle of the formula works well if you have a record to build upon. The threshold what is 200% of normal or 150% something that should be discussed. We're of the opinion that in North Dakota you should expect you're going to have extreme winters every now and then and you should be certainly something greater, much greater than normal. So 200% of normal is not out of line, but it is establishing what that record is that if they don't have it, and we found a number of smaller towns and townships that just couldn't establish a record so they, and we bent over backwards to work with them but they couldn't come forward with any sort of record to show what they spent in those five previous years. But the principle is sound, the percentage is debatable, but we think it's reasonable at 200%.

V. Chairman Grindberg: The Governor did not make any recommendations to increase the \$12.5 million. **General Sprynczynatyk:** No, because you have to bear in mind, last summer and early fall we did the budget, and we didn't know what we would be facing through the winter months, as far as snow or potential flooding in the spring. We have looked at this and right now, if 2011 is a repeat of 2009, we're going to have a problem even without any recognition of the amount of snow that is out there and expenses being incurred to remove the snow. **V. Chairman Grindberg:** Above and beyond the snow removal that would be flooding. **General Sprynczynatyk:** As we've looked at it, is that number that is probably reasonable known what we know today versus what we knew 10 months ago. It would be about \$20 M on top of that \$12.5 M. The cost of the 2009 flood was just under \$20 M dollars to the state. That is \$20 M of the \$180 M dollar total cost.

Senator Warner: Maybe we should make this an ongoing program, something we should consider as a line item in future budgets? **V. Chairman Grindberg:** Kind of trigger into the budget stabilization fund; that some percent goes into it.

General Sprynczynatyk: The concept of the disaster relief fund was an excellent concept. What the legislature did in 2009, in establishing was very sound and wise, it allows us to in the event of a disaster to address the state's expenses without having to go back to the Bank of North Dakota and borrowing money and then repaying them. Through an efficiency appropriation and if the money is not spent, it doesn't go anywhere, it stays within the fund. That has been a question what if we don't spend it, well the way Section 4 is written whatever is in that fund is re-appropriated. If it weren't for section 4, we wouldn't have access to the money.

Senator Warner: Had questions regarding the Disaster Relief Fund. **V. Chairman Grindberg:** I sense this budget will be the vehicle the early part of April we're going to know a little more. My preference would be that we work off the agency bill for these purposes, the other bills. **Senator Warner:** I know that Senator Robinson actually has a preference to this bill. **V. Chairman Grindberg:** What is the magic number, I don't know at

this point. No matter what we do, nothing is going out until the emergency clause and route one through. **General Sprynczynatyk:** One of those 6 bills is being heard on Wednesday that is providing \$10 M dollars for the situation in Minnewaukan. We have been working very closely with Minnewaukan, looking at all the programs to include what might be done through the Disaster Relief Fund plus what might be done through other federal and state agencies. We feel very comfortable that we will be able to address the situation there without additional \$10 M. At this point we believe that some of the work that needs to be done in Minnewaukan can be funded through the Disaster Relief Fund. There are other potential funds that could be utilized as well. Our feeling is that we are making good progress there and working closely with Minnewaukan to solve that issue in terms of having to relocate a portion of town.

V. Chairman Grindberg: These other two bills from Senator Fischer's bill on the \$400,000 for the contractors providing assistance to disaster response organizations. **General Sprynczynatyk:** That was a one- time appropriation in the last session and the intent of it is to provide funds for a volunteer organization (VOAD) to provide assistance at the local level in the event of a disaster in course following the disaster. The last time what was done, by the Legislature was to provide \$400,000 to the agency for incurring apps up to \$50,000 at a time, through a county with a volunteer organization; Voluntary Organizations Active in Disaster (VOAD) and that was considered to be a one- time expense last time. It is not in our budget, the program worked except it did not spend all of the \$400,000 and my understanding is Senator Fischer's bill is that this would provide \$400,000 for the agency to put out a request for qualifications in proposals and then enter into a grant for services, through a volunteer VOAD head organization. **V. Chairman Grindberg:** Did it work well with that? **Greg Wilz:** We interface with VOADs all the time with the agency. They are a strategic partner of ours as are the American Red Cross, Salvation Army, Lutheran Disasters Response, Mennonites, and we work with them all.

V. Chairman Grindberg: How did this, is this something that has been a trend across the country or what? **Greg Wilz:** The background is on, up until the last few years, the VOADs have had a much more successful solicitation of donations and so on for their operations. And those have slowly dwindled and dried out. It was two years ago that they came through Senator Fischer and asked if funds could be provided to offset the loss of donations that they were experiencing, so they could continue to provide the service they had in the past within the state of North Dakota. Prior to 2009, I am not aware of any efforts to do anything like that because the organizations are pretty much self sustaining, but their donations, contributions and so forth, are becoming less and less. Yet they still provide the service and if it's during a disaster and post disaster, it is a valuable service but they are looking for the state to fund a portion of their expenses.

Greg Wilz: The economy piece is a part of why the volunteer organization is hit so hard. There is the other factor that over the last few years, there have been more disaster events across the United States than previous years. That has impacted their ability as well.

V. Chairman Grindberg: It is kind of related to 2-1-1.

General Sprynczynatyk: That is separate. 211 is the call service and that people can call for assistance in an event of a crisis in their life. The dollar amount of that appropriation

\$640,000 in SB 2152, approaching the legislature is to provide funding to support continuation of the 211 service. We have provided some funds to them through both sides of the agency through the National Guard because they are a valuable resource for our people and family members to call 211, for assistance. They have money set aside for them to provide the service once they do certain things.

Greg Wilz: When the Mental Association of North Dakota, had to the 211 for the state of North Dakota last, the Cass Clay area which has always been done by First Link, they traditionally would fund themselves through things like United Way and or various organizations and associations would also bring money to the table. So if, you wanted to have this group armed with information concerning the blind or deaf, they would come to the table with some money, and say when they call in for these services, route them to us and do these kinds of things. I was trying to articulate when I testified the other day, we actually have a contract in waiting to execute with them and have some money ready to go. But we've had some software glitches and some interface glitches with IT and have not been able to put that into place. That is like a \$70,000 contract over a biennium. If that is where they traditionally have received their money in the past, now that First Link was asked to take it over because Mental Health Association of North Dakota has gotten out of the business.

V. Chairman Grindberg: Is it appropriate to be handling this discussion in your division?

General Sprynczynatyk: It is because the National Guard and Emergency Services would utilize the 211 hook link. It would realize the value and benefit of the 211 service. We think if this decision is made to put funds into the program we could certainly handle it. If there is another agency out there we don't have any problem with that. We are full National Guard and emergency services. We do realize the value of that.

Greg Wilz: The other state agency would be Human Services. But at the end of the day, you know they are a very large agency, with a lot of programs that they are managing, and I think quite frankly, they looked at us as being small and agile and able to quickly respond. The other key component here for us is State Radio uses 211 to refer services to when we get 501 calls of nature that would be beneficial to send them to 211.

V. Chairman Grindberg: Senator Warner you mentioned maybe that the National Guard and the county road providing labor and equipment possibly for that road reconstruction. Senator Warner: I think Senator Heckamen is working on that effort.

V. Chairman Grindberg: Beware that Coulman road issue, about 2 miles. Senator Warner: I think it's only about 2400 lineal feet, but it has to be built up. It has already reached the point where the road is too narrow to support 3 ft of grade so we would have to be a major rebuild. I think it will go under first thing in the spring. It will be under water before it is under way.

General Sprynczynatyk: Is that just a county road is the product of the Federal Aid bill? Senator Warner: No, it's the county road. It is the last east and west road that crosses Nelson County for just 30 miles. It is inundated, about 10-12 or 15 miles south of Highway #2, about that much to another east and west road. **General Sprynczynatyk:** That would

be one that has unfortunately as the lake rises it inundates it and you would be eligible for assuming there's a Disaster Declaration for a FEMA reimbursement.

Greg Wilz: That road has been done recently. It does not serve as a alternate route. So the O schedule on the area is not considered as sole access. There is some real concern about the width of this thing and going outside the existing footprint now, because the lake is so high. At some point in time, FEMA says, do we put \$4 M dollars into a road, that only a number of people would drive and oh by the way, if you went eight more miles around, you're not adding a significant inconvenience to your time. I may be wrong on the reference there but, I think that's the road in question here. I think the Senator actually talked to the Governor's office about that road.

V. Chairman Grindberg: You said the guard with labor and or equipment and then Game and Fish they would supposedly have a gravel pit closer to this area. **Senator Warner:** Game and Fish has some land that could provide silt. They were going to charge quite a large amount of money for it. I think I put the number at \$6.00 a yard, it was quite steep.

General Sprynczynatyk: Bringing the guard out isn't the solution because we would end up going through the same departmental review process because they are going outside the footprint and they have to do that to build the road higher. There are potential impacts to the surrounding area that would have to be addressed through an approving process and then in the end of course the Guard is not cheap. We bring people out to work on it. The Legislature or somebody that provide the funds to do it and I do not want or think it is kosher.

Senator Warner: I think you have to get permission from your Association of Contractors for that kind of work.

General Sprynczynatyk: What they are looking for is quite frankly a source of funds to field the contract fully. The cards come off here, it will be more costly. It wouldn't save any time either. This is just a summary of the Disaster Relief Fund #a. Starting at the top you'll see a \$23M appropriation; \$5.3M spent for snow removal grant; 2009 Flood, 3 events this past year; might have came back from FEMA and also from interests and as of December 31 the cash balance was \$26.7 M and in the lower half you see the expenditures that we anticipate through June 30, that lowers the cash balance to \$20.3M and then another \$7.9M obligations beyond June 30 in the next biennium and that's how we arrived at the \$12.4 M unobligated balance in the Disaster Relief Fund.

Dennis Hill: Going forward, whether FEMA eligible entities have another big event, would this money routinely available to them or will they have some concern if they have another event. Do they have access to anything that we need to print the language in to guard against that concern?

General Sprynczynatyk: If there is a federal disaster we would continue to draw upon what remains in the Disaster Relief Fund to match the funds. Last summer/fall as we looked at this, we thought okay the \$12.4 M should be adequate, but we had no clue what was going to happen this winter.

V. Chairman Grindberg: I sense what we need to ensure the budget bill that is going to move us forward and plugging numbers in is going to be usually probably another \$12.5 M, and if we have \$25M we'll just pass it on to the Senate. I am not sure if that's going to be their desire to do that, but if we try and tag, and take a look at the Budget Stabilization Fund as a portion. We will be here visiting about this towards the end.

Senator Warner: This will be one of the last things before crossover and toward the end.

V. Chairman Grindberg: I will line it up to meet again next Wednesday or Thursday. We are gaining ground concerning State Radio.

General Sprynczynatyk: The bottom line is when the recent study was completed summer here are 12 identified gaps in our State Radio coverage. In our budget, we've asked for funds for the first six, with the expectations were made such as the subsequent biennium. There are some limitations just in terms of contractor capabilities and that is why we've decided to go with 6 and 6, because you couldn't build all 12 in one biennium. That wouldn't be possible. What you see is spreading out the work over the 4 year period versus trying to get it done in two years, which you couldn't do.

V. Chairman Grindberg: Are those towers about one million dollars a pop?

General Sprynczynatyk: A new one is about \$1 million dollars. Where ever we can use an existing structure it is considerably less, about \$100,000 or so. \$350,000 for the infrastructure and there's a maintenance. It was a clear intent from the Department standpoint last biennium but they really didn't want to build new towers at a millions a piece. So the study reflects that.

V. Chairman Grindberg: Is just the tower without the communication equipment? This was all complete new category. **Greg Wilz:** A tower new built and the infrastructure. The infrastructure alone, the building is \$350,000 plus maintenance costs. So when you add the tower on, it is considerably more. So the clear intent from the department stand point that the last biennium they wanted us to look at alternatives to building new towers. So that's why in this study, there is public safety towers in those areas identified that we may be able to get on to or lease space from and that was why that study reflects modern bills.

V. Chairman Grindberg: You would be leasing from whom? **Greg Wilz:** What are identified in the study are public safety towers that are generally owned, in most cases owned by the counties or public safety entities. (Example: BIA in Newtown area). We would have to explore those avenues of getting on their space or what kind of arrangements we could make. In several small counties we are building their gap for them on the State Radio side, they happen to be part of our 22 counties. So they will allow us to go on to their infrastructure at no charge. So we would do a memorandum of agreement to make sure the states covered liability wise. We would build our infrastructure on their tower.

V. Chairman Grindberg: The private sector side that sell towers for example. Is it common for Verizon or ATT to want to lease one of our towers? Or are they separate and do their own thing? **Greg Wilz:** I've been in communications with the Department of Transportation (DOT) who basically maintain and has does our infrastructure on our towers. We have a

couple of areas where there are not cell phone data connections so were contemplating right now having those Verizon and ATT, possibly on a trial basis, look at having them on our State Radio or DOT towers, to fill those gaps for public safety that don't have those gaps now. Again, those cellular services go where the population is for their expenses. It generally is very rural areas where its not cost beneficial for the private industry to put those infrastructure in. This is a benefit to them to be able to go on to our tower and then we gain benefit, by having that infrastructure there so our public safety units can use the data card to get that connectivity into the system. **General Sprynczynatyk:** I am surprised that DOT would put into a policy that would allow for private sector to utilize a tower to an extent that doesn't interfere with the operations of State Radio and DOT. **V. Chairman Grindberg:** Do you have any idea of the ballpark on what a satellite device on my tower, a Verizon, what does that unit cost? Any idea? **Greg Wilz:** In the plan they will occur any of their costs to put their infrastructure on the DOT tower. They would incur any cost that would be to do that. **V. Chairman Grindberg:** An energy representative approached me last week. There is a bill into \$5 M exempt sales tax on telecommunications equipment. ATT was there lobbying and I said well since I've been driving back and forth to the legislature with a cell phone for 18 years I can give you the six spots between Bismarck and Fargo and it still doesn't work. You said you were going to fix it two years with the \$5 M we gave and it still doesn't work. I don't get it.

Greg Wilz: Half the population has a cell phone, so 300,000 North Dakotans have a cell phone if one big national company has 1/3 of the market, at \$50 a month that is \$16 M in cell phone revenue. Why do you need a sales tax exemption and making us mess with that. Sure there is a lot of cost, it is big business.

General Sprynczynatyk: How many cell phones do we have in the state now Terry? **Terry Trayor:** 420, 000.

V. chairman Grindberg: The point is you still have problems between the cell towers.

Subcommittee Hearing on SB 2016 closed.

2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

SB 2016
02-11-2011
Job # 14445

☐ Conference Committee

Committee Clerk Signature

Explanation or reason for introduction of bill/resolution:

Subcommittee on Adjutant General

Minutes:

You may make reference to "attached testimony."

V. Chair Grindberg called the subcommittee meeting to order. Senators Holmberg and Warner and Lori Laschkewitsch, OMB; Sara Chamberlin, Legislative Council were present.

V. Chair Grindberg: Walk through the bill, salary and wages for the National Guard. On page 1, the adjustment then just reflects the governor's recommendation and what is consistent with the Labor Commissioner.

General Spryncznatyk: What you see in the three columns is the base level based on previous biennium budget and then enhancements or adjustments in the right hand column, the appropriation reflects the governor's request.

Senator Warner: I understand we are committing to the dollar amount to this budget but not the necessarily distribution of the two years of the biennium. One of the problems we've seen is if it's all front loaded, there is some salaries that should actually go backwards in the second year when they are required to make a 1% contribution. Do you have a preference? We talked about the 4.545 in the first year which would bring a zero into the second year, or 4 and 1 which revenue in neutral in the second year. At least the state would donate the contribution that is required back in the second year. Otherwise, some of your salaries are the same, your paychecks will get smaller in the second year of the biennium. Do you see that as being a problematic?

General Spryncznatyk: I haven't looked at the various options to do an analysis, but I will say from past experience, that anything that can be done so that there isn't a reduction in the salary in that second year is the right thing to do from the state employees stand point. The reason for it is that every employee, as adjustments are made to their salary presumably upward, they will kind of rise to that standard of living. And if there's a reduction it becomes problematic. I think truthfully from the state employee's standpoint, anything that can be done, so that there is at least not a reduction. If its flat that's fine and people know that up front and that's fine, but I think that would be from my perspective a better approach.

V. Chair Grindberg: So operating expenses then would just be in a general sense what that increase is. Just a general sense.

General Sprynczynatyk: Just looking back at our testimony, on page 6, one of the things we say includes utilities at the new Readiness Center addition at Camp Grafton, the Operation Center at Hector Field in Fargo, an increase of maintenance repair for all state supported facilities, increase for tornado insurance costs at the new facilities at Camp Grafton. That would be it.

V. Chair Grindberg: Capitol assests? **General Sprynczynatyk:** In the capital assets line, one time funding for the extraordinary repairs at state supported facilities that is \$385,000. So it is mostly for extraordinary repairs deferred maintenance in a sense. **V. Chair Grindberg:** Grants is the same, what do typically provide grants? **General Sprynczynatyk:** The grant line item provides funding for our Veterans bonus program. **V. Chair Grindberg:** Civil air patrol, I assume that is just increasing fuel costs? **General Sprynczynatyk:** The Civil Air Patrol there is fuel costs, but certainly a part of it, but the big item there is the maintenance fee for the equipment added this biennium for the forward looking infrared radar system on the plane. **V. Chair Grindberg:** How many airplanes do we have? **General Sprynczynatyk:** I think there are four. It varies between four and six, that fly planes in and out of the state right now there is one airplane that has the fluer on it. **V. Chair Grindberg:** 72's or 182's. **General Sprynczynatyk:** I think they are 172's. civil air patrol. **V. Chair Grindberg:** Tuition and recruiting, intention, hold even? **General Sprynczynatyk:** Yes. **V. Chair Grindberg:** Air Guard contract \$1.4? **General Sprynczynatyk:** That \$1.4, \$45,000 to support the salary adjustments from the current biennium and the remainder includes the five new federally FTE's at the fire station at Fargo. **V. Chair Grindberg:** That's' federal? Response: yes.

Senator Warner: Do they have any other duties? **V. Chair Grindberg:** Is there something else their doing besides waiting for a fire to happen?

General Sprynczynatyk: I think their duties are commensurate with what other fire fighters in the state do as well. **V. Chair Grindberg:** I can't remember the last time of an airplane fire. **General Sprynczynatyk:** It is something that is a necessity quite frankly at the major airports. We support the city of Fargo, so it includes the commercial flights that come in and out. It is something that you absolutely have to have because you never know when something might happen. **Senator Warner:** Would this be the people who would have foaming equipment in case of landing gear didn't go down? **General Sprynczynatyk:** They respond when there is a plane coming in with an emergency. They prepare for whatever the worst case might be, and you're correct in that fires are rare, but when they happened you want firefighting capability readily available, especially when you're talking about commercial airlines. **Senator Holmberg:** Just keep in mind Senator that you know in the city of Grand Forks, I would guess many of their runs have nothing to do with fires. There are other kinds of emergencies. Someone from the fire station always seems to go when there is some kind of a distressful situation. It is usually the police, the ambulance and the fire department that all show up at an event. **General Sprynczynatyk:** The other aspect of it is that these firefighters are trained in a totally different way than what firefighters within a community are trained. They need to know and be able to respond to that is unique to an airline industry.

V. Chair Grindberg: We can confidence that the 5 federally funded FTE's won't come here in two years from now for. **General Sprynczynatyk:** Yes you have my assurance. If it turns out that the federal government chooses not to support those firefighting units and then the burden will just fall to the city to provide for their own and the only way I could envision that would happen is if the wing in Fargo had absolutely no airplanes whatsoever and there was no need to support the federal mission. But we don't see that safety is a big aspect for all of us. As long as we have planes flying in and out of the wing at Fargo, we'll have firefighting support. 5 FTE s won't come

V. Chair Grindberg: A reduction in army guard? **General Sprynczynatyk:** That comes about because of the completion of the facilities, new RTI and Readiness Center at Camp Grafton. As a result, the budget was able to be reduced because of those projects not having to be supportive for construction.

Chairman Holmberg: The re-integration program that's what we added last time, this is just the continuation of that program. Is that in the general fund?

General Sprynczynatyk: Last time, the legislature provided us just short of 1 million dollars to build our reintegration program and to provide for the facility here in Bismarck. What we are asking for the next biennium is to be able to develop a similar facility in Fargo. This would be to serve not only our Guard members and their families and all veterans and their families or any service member and their families. So the increase is primarily because of our desire to open up a military service center in the Fargo area.

V. Chair Grindberg: So the military increase would be..General Spry: That's for salary adjustments, full funding of the 2009-2011 salary adjustments and packages. **V. Chair Grindberg:** We're into percentage a lot here. General Spry: We've could've prepared a spread sheet for that if you like.

Chairman Holmberg: According to the Legislative Council spreadsheet, the budget has an increase, a on- going increase 7.11% of general funds money.

V. Chair Grindberg: The percentage is higher than.

General Sprynczynatyk: One of the employees was deployed during the current biennium for a year, so we did not include.

V. Chair Grindberg: Emergency services reflective of the recommendation operating expenses.

General Sprynczynatyk With salary and wages we are requesting four new FTE's that are 75% federal funded and 25% funded through the general fund and those four positions are the regional coordinators within the state. The last biennium there was a lot of discussion about a regional response from an emergency response standpoint. One of the things we've done in the current biennium is hire temporary employees so actually help to make that happen at the local level. What we're asking for is the 4 FTE's and to be funded 75% federal and 25% non federal. In the National Guard side, there is the full funding of the adjustments made in the current biennium carried over to the next.

Chairman Holmberg: Was there any equity that was in the \$16 Million dollar pool last time that came to the National Guard that was the general fund pool.

Gen Sprynczynatyk: No, We received just a small portion. I believe it was \$20,000 from the general fund.

Chairman Holmberg: And that sequesters your percentages slightly as we found in PNA which had a huge influx of money. It caused their percentage increase from last biennium to go way up. Up to 17.1%

Gen Sprynczynatyk: On operating expense \$ 5.2 Million dollar increase. One of the main reasons for it, is that, prior to 2009, when we did inspections on roads, we passed the money on through to the Department of Transportation. What we found, this biennium was that it worked better for us to hire the same people and not have to pass through the department. So as a result, the money had to shift from our grants line item over to operating expenses. We hire these people on a contract basis to do the inspections on the damaged areas from the disasters.

V. Chairman Grindberg: Did it shift from the grants line to. General Spry: Yes, it was the grants line. **V. Chairman Grindberg:** Capitol assets. **General Sprynczynatyk:** The base level only included the federal assets. Now the adjustment that you are seeing there is actually the Motorola lease payment plus some additional federal equipment. **General Sprynczynatyk:** One the capital assets? Yes.

V. Chairman Grindberg: Why do we have that only one time then, with Motorola lease payment? Am I tracking this correctly? **Lori Laschkewitsch:** OMB moved that Motorola lease payment into a one time, yes.

Chairman Holmberg: Is it added in twice? **Sara Chamberlin:** In the base level, the one-time funding is removed in 2009, so the \$492,000 needs to be added

Sara chamberlin in the base level, the one time funding is removed, the 492 000 needs to be added, the difference you are seeing isn't necessarily the difference. Adjustments are enhancement columns. You need to add one time funding 1.5 million back into the cap assets.

Gen Sprynczynatyk: So last biennium the Motorola lease payment was in the budget. But it was taken out to establish the base level, so it is just .. **V. Chairman Grindberg:** It just reflects the one time income. **General Sprynczynatyk:** Correct. And that is by the way the last payment on the Motorola lease for the state radio infrastructure.

V. Chair Grindberg: The grants. **General Sprynczynatyk:** The significant increase there is due to the disaster funding and projected expenditures carrying over from the 2009 event. As part of the discussion we've had before of the fact that projects carry over for literally several years beyond the disaster and this is just recognition of what we are expecting. A big part of it, is federal money, but what we're expecting to pay out in the next biennium from disasters in the past. **V. Chairman Grindberg:** Okay. Flood disaster, 2009. **General Sprynczynatyk:** Last session the legislature created a new line item for it. We estimated approximately \$52.9 million

dollars in additional spending for the 2011-2013 biennium. That is what you see there. There is no base level to start from there because that was created as a separate bill and then added in as a line item for this budget.

Senator Warner: Grants carry over obligations from the 2009 event, is that correct? But then you read below it, we have continuing obligations from the 2009 event? **General Sprynczynatyk:** Well, the 2009 flood is line item on line 13, the grants line item on 10 is for all those disasters prior to 2009 plus the other four that we already have in the current biennium; the four that occurred last year, the two winter storms, and the flood fight, and then the flood recovery. We still have an outlay on three of the four. I think the flood fight itself is pretty much closed out. But we have those open disasters from the current biennium excluding the 2009 event, 2009 is dealt with just on line 11. We also have disasters from prior to the current biennium that are still being carried over and that our estimate is that we'll need a total of approximately \$ 71million. Most of that comes from the other disasters in 2010 that we know we have an outstanding outlay on. **Senator Warner:** And that doesn't include things like our obligation for the 97 in Grand Forks. **General Sprynczynatyk:** 97 is closed. We have finally finished that. **Senator Warner:** And the Valley City one which we dealt with in the deficiency appropriation or somewhere else. **Senator Holmberg:** SB2023; that should be done. That's what we were told. **Senator Warner:** So these are more like public infrastructure rather than higher education or state infrastructure. **General Sprynczynatyk:** Mostly county, township, city infrastructure.

V. Chairman Grindberg: Radio communication. **General Sprynczynatyk:** The \$4.3 million dollars includes \$900,000 for the next phase of the state wide seamless base map. \$235,000 dollars for message switch hardware; \$1.1 million dollars for the dispatch-state radio dispatch console system upgrade, four state radio towers at \$2.1 million dollars, those are all one time expenditures and all general fund; with the exception of a portion of the base map, \$500,000 of it is from other funds.

Senator Warner: Can you elaborate on the state seamless base map? Is like a component, alert has many layers of data. I know this is not public information, but is this a layer that is supplying some of the other agencies, for instance, Land and Minerals has some state agencies like archeology, has some agencies, is this a layer that is interactive with those others or is this just a stand along piece? **General Sprynczynatyk:** The seamless base map is a stand- alone map that establishes a baseline for everyone to use. Then its' available for other agencies to have access and use as well. But, what we're lacking is a fairly accurate base map to begin with that identifies all of the features, the infrastructure and so on in the state. We're developing this through the state Department of Transportation. They are doing the aerial flights and there doing the interpretation of the imagery that is gathered to establish that base map. Then we'll have the base map on our system to support our computer data dispatch system. Other agencies will use it. DOT, will use it to have a accurate base map for their planning and preparation for projects. It will be available to other agencies too.

Senator Warner: Is this compatible with other ones or are we in the coming bienniums are we going to see other ones needing to be conformed or re-designed in order to fit over the top of this one?

Greg Wilz: This map will be available for everyone. It will be compatible to every dispatch center that wants to use it, every state agency that wants to use it. It truly is what its' titled. And that is it is the base map. It is the map for which all other layers now can be added into from the various agencies, whether its oil and gas or whatever. **Senator Warner:** Underground pipelines and that kind of stuff. **Greg Wilz:** Yes, the whole nine yards. We have a lack in the state of North Dakota. For this map, we have used Google Earth, we have used a variety of other vendors' maps but none of them have been to the level of accuracy that we could adopt as a standard. That is what we're doing, which you had authorized last legislative session as an initial outlay for us to begin this project. This will be something that we'll maintain, into the future. It will be compatible and available for anybody and everybody to use to include the public side of the state, it citizens through the GIS HUB at ITD. **Senator Warner:** I know about a decade ago when we were first talking about centralizing IT, the people who maintained the big data base maps really went ballistic because they wanted to have sovereignty or IT control over their maps. Is that going to be an issue here?

General Sprynczynatyk: I don't believe so. This is the base that everyone can use. Every agency can build upon it, with the data that they have and that they need. Now whether they share that data or those layers with others, is up to them. But, the base map is that common denominator, that everyone knows and understands its level of accuracy and then builds upon it with the data they have and with the interest that they have.

V. Chair Grindberg: With the radio communications at \$4.335, I know for one time state radio tower of \$2.1 M, where does SB 2046 fit within this budget bill and we need this bill?

General Syprynczynatyk: From SB 2046, as it relates to towers, it would provide funding for completion of twelve (12) towers. **V. Chairman Grindberg:** Above and beyond what you've requested? **General Sprynczynatyk:** It includes what we requested and then some. Right now there are twelve gaps in radio communications coverage in the state. That bill originated from within the interim committee, and they utilized the data that we provided to them to show, that there were twelve gaps. As we looked at it, we made the determination, that it would not be possible to build all twelve in one biennium, just from the standpoint of the availability of contractors and oversight on the part of construction by the DOT and ourselves. So what we developed was a plan that would construct the first six this biennium and the remaining six in the next biennium. **V. Chair Grindberg:** We don't need this bill. **General Sprynczynatyk:** I think there other aspects in that bill relating to fees that relate to radio systems. We provided the information to the committee on what our fee structure was and what our costs were and the committee chose to propose an adjustment in the fees to match what those costs are.

V. Chair Grindberg: We have six towers in your bill, we take section 3 out, we still do six towers? **General Sprynczynatyk:** Yes, Mr. Chairman that is correct. **V. Chair Grindberg:** And then there is the question on the fees.

Chairman Holmberg: Do you want Sara then to prepare the amendment to do that on SB 2045? **V. Chair Grindberg:** Would it make sense to put this in the bill? **Chairman Holmberg:** That would be the other option, which probably would even be better than we're talking about everything at once when we get to conference with the house.

V. Chair Grindberg: So if I understand the members correctly, on page 2 line 20, it is \$7.869 million dollar increase for general fund. Chairman Holmberg: Is that general fund? **V. Chairman Grindberg:** General fund total \$7.869 Million of which on page 3 line 16, far right column, \$5.8 is one time. **General Sprynczynatyk:** Correct. So if you round numbers you subtract the one time expenditures is an increase of \$2 Million dollars on the base of \$21 Million.

V. Chair Grindberg: That's less. You said a percent increase on the general fund was less.

Chairman Holmberg: The increase in the general is going according to this document is 7.11%, **V. Chair Grindberg:** One time and ongoing? **Chairman Holmberg:** No, this is ongoing, just ongoing. That's what this document did. This is the one prepared from OMB. This item would include \$20,000 in equity. The green sheet is what was appropriated. The \$20,000 wasn't appropriated by us, that was added by OMB. **V. Chairman Grindberg:** We are within our threshold though.

Chairman Holmberg: The federal stimulus which is over on page 3, the one time was and it is now longer, its' been helpful. It was a little confusing. We have to keep in mind that we're the ones who designed how it has to be presented to us, so if there is confusion, it is not necessarily the fault of an agency.

V. Chair Grindberg: Lets' target line 2, page 3 where it says technology projects and zero on the far right column. We talked briefly we are going to have a meeting in early March on this ADSB project. I would really like us to explore how we can identify if it makes sense some general fund or special funds to dedicate toward that ADSB project with UND and its consortium. Since that would be to me, it would appropriate to plug a number in if we can figure out a way fills a number of different funding sources together to put this in motion. The Senators have been working on this, and in about a month we might have a better sense of where this is all going to shake down hopefully on the federal side. But that is where I would like to continue this to move. Do we put a small amount in to the intraction as we pass this bill over to the house, just to have discussion on it, which I would like to put a number in, but its going to have to be validated as we get closer to the end.

General Sprynczynatyk: As you may recall, when the bill dealing with the centers of excellence was in front of the committee, I testified in support of that portion of it that dealt with the Capstone Project, ADSB, because from our perspective, both on the National Guard and also Emergency Services side of the agency there is certainly a tie with what we do. When we talk about emergency services in 2009, we utilized the predator that was available. The UAV that was available through Customs and Border to help us monitor the flood fight and to determine what was happening and what would likely happen. We did that again, last year on a smaller scale, we expect this year we will do the same. So anything that can be done to accommodate that sort of activity is beneficial. It would true in other types of disasters as well. So that is something we see as a tool that we need to utilize but we need to be able to have the air space and ability to fly in the air space and that is what ADSB is all about. On the Guard side, it all boils down to actually two things. Number one, when we talk about the wing in Fargo, they presently fly predators from Fargo and remotely pilot them overseas, and part of what we have authorized, and it came about because of BRAC, was a launch and recovery element at Grand Forks. Right now we can't place that launch and recovery element there

because we have the challenges of airspace. Then also, on the Army side, one of our units, the MEB out of Fargo, Maneuver Enhancement Brigade, has authorized the smaller UAB's for their disposal and the ability to train and all of those areas is important to us. ADSB provides one means of safer flight for everyone

Chairman Holmberg: I need a refresher, the Motorola lease payments are federal or state? **General Sypr:** That is the state fund. **Chairman Holmberg:** I agree with you we should put figure in here and when someone says, you've raised, but we also know that the \$1.2 million terminates at the end of this biennium. **General Sprynczynatyk:** Terminates at the end of the next biennium. **Chairman Holmberg:** So we are looking forward and have a number in there to take to conference committee. Because then we will have more data. **V. Chair Grindberg:** Put a section in under technology or ADSB so it references more than just \$ 50,000. If all the dots all connect on this it would be a pretty good deal for North Dakota. **General Sprynczynatyk:** It would be tremendous opportunity for North Dakota.

V. Chair Grindberg: So, Sara I will summarize this in an email. In no particular order The discussion we had on SB 2046 including the bill in this bill in 2016 except for section 3, of that appropriation, the language on ADSB for amount to show our support for this project which still has many unanswered questions. Three, would a decision yet and what we have to talk about whether we're going to move forward with the FTE's (the fed FTE's.) SB 2340, Taylor's bill, we would put into this bill; a do not pass out of committee but we would address it through emergency services section on the disaster relief fund increase, or do we wait for conference. We will have to get some direction from our chairman and leader. Clearly it will be addressed.

General Sprynczynatyk: As of today there are 28 counties in the state that have declared snow disasters and, there are several more are discussing it there meetings next week or two. That pretty much gives you an idea of what the perspective is from the county level.

Senator Warner: If we have a sequence of these years and we're basing the norm on the five year running average, then the emergency becomes the new norm. Maybe we should be looking at adjusting the rate instead of the twice normal snow load might be paint and look at 1.5 times the normal costs are to see if we have four out of five years running with the large snow emergencies then the five year running average becomes a much higher number than the baseline number that the local political subdivisions are allowed to generate the funds for. With the normal sources of revenue, we've kind of curtailed their ability to raise those sources sometimes by putting caps. **General Sprynczynatyk:** Yes, that 200%. That was the figure that was used in 2009 and the question is, what is the most appropriate number? What seemed like the bigger challenge that we saw amongst a lot of the political subdivisions was their ability to look back five years and even determine what there expenditures were and of course that varied with the size of the community where they was a county, township, or a city. Some of them struggled and we went out of our way to try to accommodate anything they might have. That was one of the issues and then the other thing that we saw was that when those political subdivisions had spent twice the norm and they appreciated greatly the help of the state, but I know there was some interest in whether or not that 50% cost share could be increased to something above that. **V. Chair Gringberg:** 60-40. **Chairman Holmberg:** We had discussed that the other day. It seemed to make sense rather than just shipping out money, having some threshold. Maybe make it a little sweeter this time, this next cycle. But not making it an entitlement program that we would lock ourselves into and they would start counting on.

Senator Warner: I know the issue is inappropriate for appropriations committee, but I think we really need to allow them some freedom of discretion within their own budgets to raise mill levies or sometimes effect caps that we've unnecessarily put hobbles on their own ability to function to sometimes. **Chairman Holmberg:** But if you think this session is going to be the one that removes all the hobbles, you are mistaken. Take three off and put four on and put a legislator on the board.

V. Chair Grindberg: I think there is interest in 2304, the services coordination \$400,000 by Senator Fischer to have that program come out of the disaster fund. **Senator Warner:** The social services one? **V. Chair Grindberg:** And then for the 211 not so much enthusiasm. We will not put that as part of your bill.

Senator Warner: Is the lack of enthusiasm just in making it to emergency services or is the issue that Cass County will still have its runway or another.

V. Chair Grindberg: If you start something you have to continue it. Whether relevant or broad based it is rather a better word.

General Sprynczynatyk: This amendment addressed the situation similar to Minnewauken.

V. Chair Grindberg: That's the other item, Minnewauken. Where is that bill? SB2230. **General Sprynczynatyk:** The hearing was held in this committee on Wednesday. It was 2230. A detailed cost for Minnewaukan.

General Sprynczynatyk: SB 2230, appropriated \$10 million dollars to the City of Minnewauken, for the relocation and addressing the issues because of Devils Lake. There is some issues about providing a grant directly to the city, and also a question about the dollar amount. From our perspective, we've been working very closely with the City of Minnewauken, something needs to be done; the best cost estimate contained in that multi-paged spread sheet, is that costs should be less, just under \$8 million dollars. As we've begun to explore options for funding amongst the various agencies both federal and state, we truly believe that the amount of state contribution does not have to exceed \$4 million dollars. The language I provided to you the other day, simply says that the Adjutant General may use up to \$4 million dollars of funds from the disaster relief fund for projects and cities that are in imminent threat of being flooded. The city is underserved by adequate flood protection, the flood is expected to claim land for a year or more, and when its' also determined that no other programs are available to fund to address this situation in a timely basis and protect the property or provide for relocation. That is what that would do. **V. Chair Grindberg:** It would dispose of the bill and put this in your budget bill? **General Sprynczynatyk:** Yes. We would to work closely with drafting any language that would go into the bill because there are some nuances we have to be very careful of from our experience and so on. Section 4, that is in the bill right now, really accept for the short fall of about \$20 million dollars, we'd like to retain the language in Section 4, as it is. As other projects, programs and so on are developed, we think they should be an additional sections in the bill, but, Section 4 is essentially provides the furthering authority and appropriation of funds to be utilized under the authorities that were put into place last biennium. **V. Chair Grindberg:** Asked General Sprynczynatyk to go visit with Sara and visit with Senator Stenehjem to review this whole scenario with him. **Chairman Holmberg:** Our intention is it not then, at the end of the day, these other bills or most of these other bills that

are still floating around dealing with emergency management whether its 2340 or 2350, that they are going to be either folded in, or killed. **Senator Warner:** The minority party is quite content if these are folded into the bill as long as they are funded. The Nelson County Highway, we've had a discussion that the National Guard was not the appropriate person to do the work. Are we going to address that in some other bill?

V. Chairman Grindberg: Is that 2152? Lake flooding, 2230; that's' Minnewauken. It must be 2152 the Tomah road. That is 211. It must be 2325 for the county and township road. No its SB2297, \$520,770, we had a question about guard labor and equipment. **Senator Warner:** We decided it was inappropriate. **Chairman Holmberg:** It should have gone to the Water commission, to Fischer, Holmberg, Robinson.

V. Chairman Grindberg: Sara will send Senator Grindberg an email, with a reply back with a list of things.

General Spryncztyntyk: We'll provide a quick spread sheet with the percentages of increases and then a short explanation.

Senator Warner: Ongoing discussion of FTE's?

Chairman Holmberg: The Senate position I think is we don't have a blanket condemnation or adulation for FTE's. There are some bill coming in where FTE's are inexistence that they will be long time temporaries, and some other examples? Also some other examples of bills from the house, the industry that is regulated will be coming in and testifying in favor of FTE's.

Senator Warner: I see no opposition.

Chairman Holmberg: We can't give specific times that far out because we don't know what kind of floor session requirements we will have and we will not meet and cause members of the committee to miss floor session.

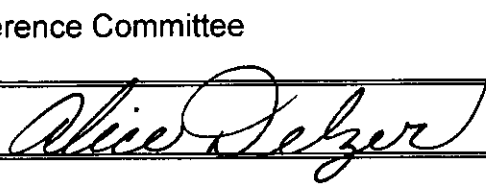
2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

SB 2016
02-21-11
Job # 14782

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A ROLL CALL VOTE FOR THE ADJUTANT GENERAL'S BUDGET. Also Roll Call votes on SB 2230, SB 2304 and SB 2340 are on this job.

Minutes:

You may make reference to "attached testimony."

Chairman Holmberg called the committee to order on SB 2016. Tammy R. Dolan OMB and Sara Chamberlin, Legislative Council were also present.

V. Chair Grindberg: Amendments 11.8158.01004. He explained the amendments. They incorporate SB2304 into SB2016, and require that the \$400,000 dollars come from the Disaster Relief Fund. That provided for the volunteer activities for disaster related activities; assistance with the Emergency Service. The second, on page 3 of the bill, one time funding in the State Radio Tower package for six towers at \$2.1 Million. We moved \$1 Million up to the technology projects line, thereby leaving \$2 Million for the State Radio Tower package, and \$100,000 for the Technology project. Our logic there is this continued effort with positioning North Dakota with this air space project that potentially could have some ties to the Adjutant General's involvement. Then we add Sections 1 and 2, of SB 2046, which came from the interim public safety and transportation committee on State Radio system and service fees and the appropriation of \$110,302.00 for defraying the expenses of the Mobile Data Terminal Services for the 2011-2013 bienniums. We did not add in the bill, or capture Section 3, of SB2046 which had an additional \$5.5 Million for towers. We felt that the Executive recommendation at \$2.1 or \$2.0 million would keep us moving in the right direction. Those are the amendments. Senator Holmberg: And you moved them?

V. Chair Grindberg: Moved the amendments. Seconded by Senator Fischer.

Discussion:

Senator Robinson: Section 4 that was in this bill, and the Disaster Relief, my understanding that are going to be incorporated into a delayed bill? Where are we with that? **V. Chair Grindberg:** If you're referring to the SB2350? **Senator Robinson:** 2350 is going to go the wayside tomorrow, but prior to that, in the discussions with the Governors' office, the thought

was at that time we were going to amend into Disaster Relief money, into this bill. A significant amount of disaster relief money given depending spring challenges that this agency will confront. Will those dollars then be going into a delayed bill?

V. Chair Grindberg: That is correct. I am looking at a copy of a delayed bill from Senator Stenehjem that has not been filed yet, but would provide funding for the snow removal across the state of \$9 million and \$22 million from the Permanent Oil Trust fund into the state disaster relief. And additionally the language that's required for Minnewaukan. Now outside our subcommittee process, Senator Stenehjem and the Governor's office and the Adjutant General started talking more through some particulars that had been melded into this delayed bill.

Senator Robinson: I am fine. I just wanted assurance that it is going to happen because we've been asked and I assured folks back home that we will be sufficiently covered resource wise to address just about any scenario that unfolds this spring.

Chairman Holmberg: There is a delayed bill that is getting close to its final workings, but there are some issues not quite completed yet.

V. Chair Grindberg: With the changes in the general fund with this amendment, is a 7.4% increase in general fund for the budget with the amendment change. That is ongoing. It does not include the onetime \$5.8 million which I will explain further.

Senator Christmann: If I look at the total of the general funds whether they are one time or on-going, you had totaled in the projected balance, I am going by the bill and not the amendment, it would be the \$29 million on line 20 of page 2, plus the \$5.8 million on line 16, page 3, and right? Those are the two things we would total.

V. Chair Grindberg: Line 20 page 2, has a total appropriation of \$29.6 million dollars of which \$7.8 million dollar increase, I'm rounding. **Senator Christmann:** That's the total of on-going.

V. Chair Grindberg: No as I understand it, it is the \$7.8 you have to back out the \$5.8 of the one time on page 3, line 16.

Senator Christmann: That total then is staying almost the same, only going up by less than \$200,000.

V. Chair Grindberg: It is \$194,430 which is in the amendment.

Chairman Holmberg: Your estimate was \$7.4 general fund increase and the bill as introduced had a 7.11% general fund increase in the budget. Not including one time. That is reflected in the hundred in change that was added in.

V. Chair Grindberg: The \$400,000 would be from the existing disaster relief fund, it is not new money. We just directed it to come out of the fund that is in place. Outside of the \$116,000 that was part of the State Radio, transfer in SB2046, that amount was \$110,300 so I honestly don't know what when you take that \$110,000 out of the \$194,000 where that difference is. I am looking at the operating expenses, disaster. Sara, can you explain?

Sara Chamberlin, OMB: There are three basic changes, one change is \$100,000 change which is a deduction to the Radio Communication fine amended addition to the Capital assets and that's \$100,000 change, so that doesn't affect the total. The next change is \$194,430 and this is what you were just referring to Senator Grindberg. The number is provided by the Adjutant General, and I believe the number was originally obtained from the fiscal note. They've updated the amount on the fiscal note to \$194,430 and what that affects, its' an addition to the operating expenses and the amount in the general fund. The next change from \$400,000 that comes from the State Disaster Relief Fund, so that affects the special funds.

Senator Robinson: I understand the \$400,000 coming out of the current balance in the State Disaster Relief Fund, what is going to happen to the remaining balance and that's in the \$10-\$11 Million dollars. We had \$20 some million, and there's about \$11 or \$12 million that was spoken for, the rest of those dollars are they earmarked for Minnewaukan?

V. Chair Grindberg: There's a pool of money there that is outside the amendment. But the pool of money would be for disaster related activities, which would include Minnewaukan.

Senator Robinson: Will those dollars be gone by the end of the current biennium or will they be unexpended dollars be added to the appropriation that is coming in a delayed bill?

V. Chair Grindberg: My understanding is, the \$12.5 unencumbered will be added to the \$22 million. Chairman Holmberg: Let's have the Major General shed some light to while he is here.

Major General Sprynczynatyk, Adjutant General: The simple answer to the question is that Section 4 of the bill actually re-appropriates any remaining funds that are in the Disaster Relief Fund. So our current estimate of remaining, unencumbered funds is approximately \$12.5 Million dollars. So Section 4, of the bill would re-appropriate it and it would remain in the fund. Any additional funds that might be added as a result of a delayed bill would remain in the fund and would be re-appropriated as well. **V. Chairman Grindberg:** Hence the \$22 Million. **Major General Sprynczynatyk:** That's correct.

Chairman Holmberg: Anyone else?. Call the roll on the amendment that was moved and seconded. Amendment is 01004. **A Roll Call vote was taken. Yea: 12 Nay: 1 on amend.**

V. Chair Grindberg moved a DO PASS AS AMENDED. Seconded by Senator Wardner. A ROLL CALL VOTE WAS TAKEN; YEA 11, NAY 1; ABSENT 0. V. Chair Grindberg WILL CARRY THE BILL. The hearing was closed on SB 2016.

Chairman Holmberg immediately went into passing out the bills that were tied in some way to SB 2016. They are Senate Bills 2230, 2304 and 2340 and are also on this Job # 14782.

Job # 14782 (Meter 13.53)

Chairman Holmberg opened the hearing on SB 2230. V. Chair Grindberg moved a DO NOT PASS. Seconded by Senator Wardner.

Senator Robinson: Do we know what the plans are for Minnewaukan?

V. Chair Grindberg: The latest information that I have is from one of our meetings, was that the actual estimated costs had dropped from \$10 Million to \$8.8 million, or \$8.5 million somewhere in that range of which state funding would be 50% of that roughly. **Senator Robinson:** and the balance? **V. Chair Grindberg:** Well that would be that \$12.5 million and \$22 presuming it passes through in a delayed bill.

Major General Sprynczynatyk: The current cost estimate for the Minnewaukan project is approximately \$ 8 million dollars. We have been working with the community and others to try and identify all the sources of funds that might be available. There are federal programs and perhaps other state programs that are available to assist. Our best estimate is that the cost, to the Disaster Relief Fund would not exceed, \$4million dollars and the delayed bill that has been referred to does include the references to situations similar to Minnewaukan and will allow us to use the Disaster Relief Fund for it.

Chairman Holmberg: Call the roll on DO NOT PASS on SB 2230. ROLL CALL VOTE WAS TAKEN YEA: 10; NAY: 3; ABSENT: 0. This should be handled on the calendar after 2016. V. Chair Grindberg will carry the Bill. The hearing on SB 2230 was closed.

Job # 14782 (Meter 17.44)

Chairman Holmberg called the committee to order on SB 2304.

V. Chair Grindberg stated this bill is now a part of SB 2016 and moved a DO NOT PASS. Seconded by Senator Fischer. A ROLL CALL VOTE WAS TAKEN ON A DO NOT PASS ON SB 2304. YEAY: 13; NAY: 0; ABSENT: 0. Senator Warner will carry the Bill. This Bill will go behind SB 2016. The hearing was closed on SB 2304.

Job #14782 (Meter 19.10)

Chairman Holmberg called the committee to order on SB 2340. V. Chair Grindberg moved a DO NOT PASS. Seconded by Senator Wardner.

V. Chair Grindberg: The delayed bill then would address Section 1 of that bill, provides for \$9 million dollars and would alter the criteria slightly. As we discussed in one of our subcommittee

meetings on the procedures for reimbursement presently they need to be 200% of the average snow removal costs and then it was a dollar for dollar, in 2009. This bill would take that to 60%-40 using this same threshold and so the \$9 million wouldn't be available in the discussion of the leaders had; this would be a fast tract bill that would be available sooner than the end of the session. This is one of the reasons it is not in 2016.

Chairman Holmberg: As soon as the delayed bill is introduced we will hold a hearing on it as fast as we can. A delayed bill does not have to make crossover deadline.

Chairman Holmberg would you call the roll on a DO NOT PASS ON SB 2340. YEA: 13; NAY: 0; ABSENT: 0. Chairman Holmberg will carry the bill, as long as it is behind 2016. The hearing was closed on SB 2340.

There was further discussion regarding other bills that will be acted on. There were comments regarding Senate Bills 2014, 2015, 2297 and 2343.

Senator Fischer asked if they wanted the amendment concerning the Water Commission Bill (2020).

Chairman Holmberg stated yes. We will hear it tomorrow. He stated we have 6 bills left to pass out. The committee was adjourned at this time.

PROPOSED AMENDMENTS TO SENATE BILL NO. 2016

Page 1, line 2, after the fourth semicolon insert "to amend and reenact section 37-17.3-08 of the North Dakota Century Code, relating to state radio fees;"

Page 2, replace line 8 with:

"Operating expenses	4,102,057	5,827,965	9,930,022"
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Page 2, replace line 9 with:

"Capital assets	492,000	1,935,347	2,427,347"
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Page 2, replace line 12 with:

"Radio communications	<u>0</u>	<u>4,235,000</u>	<u>4,235,000"</u>
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Page 2, replace line 13 with:

"Total all funds	\$58,379,929	\$93,918,963	\$152,298,892"
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Page 2, replace line 14 with:

"Less estimated income	<u>52,550,869</u>	<u>86,331,607</u>	<u>138,882,476"</u>
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Page 2, replace line 15 with:

"Total general fund	\$5,829,060	\$7,587,356	\$13,416,416"
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Page 2, replace line 20 with:

"Grand total general fund	\$21,789,867	\$8,063,688	\$29,853,555"
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Page 2, replace line 21 with:

"Grand total special funds	<u>119,888,101</u>	<u>84,716,277</u>	<u>204,604,378"</u>
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Page 2, replace line 22 with:

"Grand total all funds	\$141,677,968	\$92,779,965	\$234,457,933"
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Page 2, replace line 29 with:

"Motorola lease purchase payment	\$1,525,347	\$1,525,347"
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Page 3, replace line 2 with:

"Technology projects	3,600,000	100,000"
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Page 3, replace line 10 with:

"State radio tower package	0	2,000,000"
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Page 3, replace line 14 with:

"Total all funds	\$135,719,117	\$6,318,428"
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Page 3, replace line 16 with:

"Total general fund	\$18,935,347	\$5,818,428"
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Page 4, after line 17, insert:

"SECTION 8. AMENDMENT. Section 37-17.3-08 of the North Dakota Century Code is amended and reenacted as follows:

37-17.3-08. State radio system and service fees.

1. The director shall establish the appropriate fees for access to the state radio system and the service provided to local government users of the mobile data terminal system and North Dakota law enforcement telecommunications systems and other such systems that may be employed that enhance public safety. Changes to fees charged by the division, including schedule of charges for counties and cities, will take effect on July first. The director shall announce any fee increases a minimum of one year ~~prior to~~before the effective date. When the director considers an adjustment, as a part of the process the director shall consult with representatives of state and local units of government ~~prior to~~before setting fees. The director may consider economic conditions and the general economy when setting fees. The director shall deposit all revenue obtained under this chapter with the state treasurer for deposit in the state radio broadcasting system operating account. The state radio broadcasting system operating account must be expended pursuant to legislative appropriation for the operation and maintenance of the system. ~~Fee structures will include:~~
- 4-2. ~~Mobile data terminal fees.~~ The division shall establish and charge fees to provide mobile data terminal service to interested local law enforcement agencies except for local law enforcement agencies using private commercial access to the state message switch. The fees must be based on actual costs incurred by the division for providing the service and will be levied on a per system user basis. State general fund agencies that access the system will not incur any fees for the service.
- 2-3. Each county and city law enforcement department that accesses the North Dakota teletype system shall pay a fee based upon fifty percent of the actual costs incurred by the division for providing the service. Fees will be levied on a per terminal basis. Other law enforcement affiliated organizations and federal agencies will pay one hundred percent of the actual costs incurred by the division for providing the service. Fees will be levied on a per terminal basis. State general fund agencies that access the system will not incur any fees for the service. City and county law enforcement fees will be based on the following schedule of charges per terminal:
 - a. County population of less than five thousand shall pay ~~thirty~~forty dollars per month.
 - b. County population of five thousand or more but less than ten thousand shall pay ~~sixty~~eighty dollars per month.

- c. County population of ten thousand or more but less than fifteen thousand shall pay ~~ninetyone hundred twenty~~ dollars per month.
- d. County population of fifteen thousand or more but less than twenty-five thousand shall pay one hundred ~~twentysixty~~ dollars per month.
- e. County population of twenty-five thousand or more shall pay ~~one~~two hundred ~~sixty~~ dollars per month."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of Senate Action

	Executive Budget	Senate Changes	Senate Version
Adjutant General			
Total all funds	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	0	65,721,902
General fund	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services			
Total all funds	\$151,704,462	\$594,430	\$152,298,892
Less estimated income	138,482,476	400,000	138,882,476
General fund	\$13,221,986	\$194,430	\$13,416,416
Bill total			
Total all funds	\$233,863,503	\$594,430	\$234,457,933
Less estimated income	204,204,378	400,000	204,604,378
General fund	\$29,659,125	\$194,430	\$29,853,555

Senate Bill No. 2016 - Department of Emergency Services - Senate Action

	Executive Budget	Senate Changes	Senate Version
Salaries and wages	\$11,363,744		\$11,363,744
Operating expenses	9,335,592	594,430	9,930,022
Capital assets	2,327,347	100,000	2,427,347
Grants	71,419,771		71,419,771
2009 flood disaster	52,923,008		52,923,008
Radio communications	4,335,000	(100,000)	4,235,000
Total all funds	\$151,704,462	\$594,430	\$152,298,892
Less estimated income	138,482,476	400,000	138,882,476
General fund	\$13,221,986	\$194,430	\$13,416,416
FTE	63.00	0.00	63.00

Department No. 542 - Department of Emergency Services - Detail of Senate Changes

	Adds Funding to Contract for Disaster Response Coordination ¹	Changes Technology Funding ²	Adds Funding for Mobile Data Services ³	Total Senate Changes
Salaries and wages				
Operating expenses	400,000		194,430	594,430
Capital assets		100,000		100,000
Grants				
2009 flood disaster				
Radio communications		(100,000)		(100,000)

Total all funds	\$400,000	\$0	\$194,430	\$594,430
Less estimated income	400,000	0	0	400,000
General fund	\$0	\$0	\$194,430	\$194,430
FTE	0.00	0.00	0.00	0.00

¹ Funding is provided from the state disaster relief fund to the Department of Emergency Services to contract for services to coordinate disaster response organizations with state and political subdivision disaster response efforts, including all aspects of disaster recovery from preparedness training through cleanup for declared or undeclared disasters.

² A portion of one-time funding provided in the executive budget for State Radio enhancements is reclassified to technology projects in the capital assets line item from the radio communications line item.

³ Funding is provided to the Department of Emergency Services for defraying the expenses of providing mobile data terminal services.

Date: 2-21-11
Roll Call Vote # 1

2011 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2016

Senate Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number 11.8158.01004

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment
☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Grindberg Seconded By Fischer

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg	✓		Senator Warner	✓	✓
Senator Bowman	✓		Senator O'Connell		✓
Senator Grindberg	✓		Senator Robinson	✓	
Senator Christmann	✓				
Senator Wardner	✓				
Senator Kilzer	✓				
Senator Fischer	✓				
Senator Krebsbach	✓				
Senator Erbele	✓				
Senator Wanzek	✓				

Total (Yes) 11 No 2

Absent 0

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

Date: 2-21-11
Roll Call Vote # 2

2011 SENATE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2016

Senate Appropriations Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number SB 2016

Action Taken: ☒ Do Pass ☐ Do Not Pass ☒ Amended ☐ Adopt Amendment
☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Grindberg Seconded By Wardner

Senators	Yes	No	Senators	Yes	No
Chairman Holmberg	✓		Senator Warner		✓
Senator Bowman	✓		Senator O'Connell	✓	
Senator Grindberg	✓		Senator Robinson	✓	
Senator Christmann	✓				
Senator Wardner	✓				
Senator Kilzer	✓				
Senator Fischer	✓				
Senator Krebsbach	✓				
Senator Erbele	✓				
Senator Wanzek	✓				

Total (Yes) 12 No 1

Absent 0

Floor Assignment Grindberg

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

SB 2016: Appropriations Committee (Sen. Holmberg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (12 YEAS, 1 NAYS, 0 ABSENT AND NOT VOTING). SB 2016 was placed on the Sixth order on the calendar.

Page 1, line 2, after the fourth semicolon insert "to amend and reenact section 37-17.3-08 of the North Dakota Century Code, relating to state radio fees;"

Page 2, replace line 8 with:

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 - d. County population of fifteen thousand or more but less than twenty-five thousand shall pay one hundred ~~twenty~~sixty dollars per month.

- e. County population of twenty-five thousand or more shall pay ~~one~~two
hundred ~~sixty~~ dollars per month."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of Senate Action

	Executive Budget	Senate Changes	Senate Version
Adjutant General			
Total all funds	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	0	65,721,902
General fund	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services			
Total all funds	\$151,704,462	\$594,430	\$152,298,892
Less estimated income	138,482,476	400,000	138,882,476
General fund	\$13,221,986	\$194,430	\$13,416,416
Bill total			
Total all funds	\$233,863,503	\$594,430	\$234,457,933
Less estimated income	204,204,378	400,000	204,604,378
General fund	\$29,659,125	\$194,430	\$29,853,555

Senate Bill No. 2016 - Department of Emergency Services - Senate Action

	Executive Budget	Senate Changes	Senate Version
Salaries and wages	\$11,363,744		\$11,363,744
Operating expenses	9,335,592	594,430	9,930,022
Capital assets	2,327,347	100,000	2,427,347
Grants	71,419,771		71,419,771
2009 flood disaster	52,923,008		52,923,008
Radio communications	4,335,000	(100,000)	4,235,000
	\$151,704,462	\$594,430	\$152,298,892
Total all funds			
Less estimated income	138,482,476	400,000	138,882,476
	\$13,221,986	\$194,430	\$13,416,416
General fund			
	63.00	0.00	63.00
FTE			

Department No. 542 - Department of Emergency Services - Detail of Senate Changes

	Adds Funding to Contract for Disaster Response Coordination ¹	Changes Technology Funding ²	Adds Funding for Mobile Data Services ³	Total Senate Changes
Salaries and wages				
Operating expenses	400,000		194,430	594,430
Capital assets		100,000		100,000
Grants				
2009 flood disaster				
Radio communications		(100,000)		(100,000)
	\$400,000	\$0	\$194,430	\$594,430
Total all funds				
Less estimated income	400,000	0	0	400,000

	\$0	\$0	\$194,430	\$194,430
General fund				
FTE	0.00	0.00	0.00	0.00

¹ Funding is provided from the state disaster relief fund to the Department of Emergency Services to contract for services to coordinate disaster response organizations with state and political subdivision disaster response efforts, including all aspects of disaster recovery from preparedness training through cleanup for declared or undeclared disasters.

² A portion of one-time funding provided in the executive budget for State Radio enhancements is reclassified to technology projects in the capital assets line item from the radio communications line item.

³ Funding is provided to the Department of Emergency Services for defraying the expenses of providing mobile data terminal services.

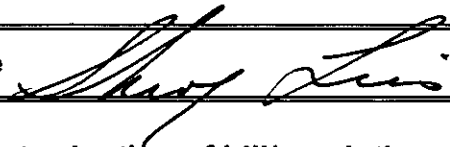
2011 HOUSE APPROPRIATIONS

SB 2016

2011 HOUSE STANDING COMMITTEE MINUTES
House Appropriations Government Operations Division
Medora Room, State Capitol
SB2016
March 14, 2011
Recorder Job# 15354

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A Bill for an Act to provide an appropriation for defraying the expenses of the office of the adjutant David Sprynczynatyk; to provide appropriations; to provide for transfers; to provide exemptions; to amend and reenact section 37-17.3-08 of the North Dakota Century Code, relating to state radio fees; and to declare an emergency.

Minutes:

Chairman Thoreson: Opened the hearing on SB2016.

David Sprynczynatyk, Major General, North Dakota National Guard, Adjutant General:
See attached testimony 2016.3.14.11A.

Chairman Thoreson: What does ready status mean?

David Sprynczynatyk: Ready status means that all of our personnel have passed the requirements, met the standards and the important part of that is that there was always a concern that you couldn't trust National Guard members that weren't base nearly every day with access to nuclear assets. We've proved to them that there were ways to demonstrate that National Guard members could carry out the mission on a 24 hour basis; that was something that had been in question for quite some time. We were the first unit to achieve that ready status.

Testimony continued.

Representative Klein: How do the pilots keep their flying time? Does time on the Predator count as flying hours?

David Sprynczynatyk: Yes. To begin with to fly the Predator you must be a certified pilot and they do get credit for the flight hours in the Predator. If you go into the Predator operations center, it looks pretty much like the cockpit of a plane; what we also do is we're rotating people in and out of that mission between the Predator and the C21. So that every few months they can also get flight time in a manned aircraft vs. unmanned. It's very important that they stay accredited certified and we insure that by having 2 aircraft available for them to fly.

Representative Klein: Basically they still get in their 20 or 30 hours a month they have to have in order to remain on flight status?

David Sprynczynatyk: Yes, that's correct.

Testimony continued

Chairman Thoreson: Hazardous material response teams, what is the difference between the technical and operational levels if you have 4 of each? I'm assuming one is a higher level than the other and is there a plan to get them all at the same level at some point or is that necessary?

David Sprynczynatyk: You are correct. There are 2 levels of response. I believe it's at the technical level that it's much more detailed in terms of their ability to respond to a hazardous chemical waste spill or whatever the case may be. At the operational level, they're more managerial that they still need to know how to respond and get people out; but, it's the technical teams are the ones that get into the nitty gritty of being able to provide for response.

Chairman Thoreson: Is there a specialized type of equipment they have to use at the technical level other than the operational level?

David Sprynczynatyk: Yes.

Chairman Thoreson: I'm interested in that a little bit. If you have any additional material about what each of those levels does I'd be happy to look at it.

David Sprynczynatyk: We'll be happy to provide those to you.

Representative Klein: Where are these 8 regional locations are they scattered throughout the state in major cities?

Greg Wilz: Those teams are located along the 8 communities in the state of North Dakota. The technician level teams are in Minot, Grand Forks, Fargo and Bismarck. We've located those there because they have full time fire departments and they can train and meet the certification requirements of these teams at all times. The operational level teams are in Dickinson, Williston, Devils Lake and Jamestown. The technician level teams are the people that can turn off the valves, mitigate the hazard; the operational team and can secure the area, pull out the people that might be in the area, and then bring in the technician level team after that.

David Sprynczynatyk continued with his testimony.

Chairman Thoreson: Is any of that study included in the packet of information provided here?

David Sprynczynatyk: There's nothing in the packet.

Representative Klein: So the area up around Wales now is covered completely?

David Sprynczynatyk: There still is a gap that has to be filled; I believe it's more to the west end rather than the east. There are 12 areas; this shows 10 broader areas and some

of them include 2 smaller areas. These are the areas over the course of the next 2 bienniums; we want to fill the gaps. We've included 6 towers in this biennium for approximately \$2 million and then the balance will be included in our request for the 2013-2015 biennium.

Chairman Thoreson: I notice that 3 border on the South Dakota border and 1 with Montana; is there also gaps in their coverage in their state and is the technology such that we could partner with them to share a tower. Have you ever explored anything like that?

Mike Link, Director, North Dakota State Radio: Those gaps are along the borders; we can't share infrastructure with Canada because they the lines.

Chairman Thoreson: I understand international border; but, I'm just wondering about the U.S. states if there's anything there?

Mike Link: Montana and South Dakota also have coverage area problems. What's identified on the map is areas of towers that are owned by public safety; counties are generally most of them and we could share infrastructure with them.

Testimony continued.

Chairman Thoreson: How far along are we on the next generation 911; what's left to complete that? What has to be done to get it done by 2013?

David Sprynczynatyk: We're still in the process of studying what next generation 911 really means to North Dakota. We're not in the implementation phase as of yet; but, we're still trying to determine how we're going to be able to best utilize technology to implement next generation 911 when the appropriate time comes.

Chairman Thoreson: What are the expected outcomes of it? I'm curious as to what you want it to do.

David Sprynczynatyk: When we talk about next generation 911 what it amounts to is much greater broadband capability so that people who are in remote areas can do everything from stream video to access real time information either at the scene or from some other location. It's an enhanced means of communication and distribution of information.

Chairman Thoreson: When you're working on these large projects are you working with ITD or do you go outside of them to do your projects?

David Sprynczynatyk: We always work with ITD; we work with other state agencies. The projects I mentioned include working with Highway Patrol, DOT; so it's a very collaborative process in working with all agencies to insure we provide the best level of service for North Dakota.

Representative Kempenich: Like this last weekend with the weather, could you put information on handhelds to inform people better?

David Sprynczynatyk: That's correct. Having that broadband capability we can push out more information; people would just have to have the appropriate device at the other end to access it.

Representative Dahl: You mentioned CadPhase2 and the base map studies aren't completed; were those projects you had expected to complete within this biennium?

David Sprynczynatyk: Yes, we had hoped to be able to complete them. We're only asking to carry over funds for the phases that aren't done. We're not asking for any additional funds for those phases; we are asking as we move into phase 2 on the Cad for some additional funds. We wanted to go about this very carefully and make sure everything was done correctly and not rush it.

Representative Dahl: You expect that the studies would be complete within this next biennium; but, in addition to that you would need another biennium or so to actually implement what the studies found?

David Sprynczynatyk: That's correct. Depending on what the outcome of the studies are; that would determine what we would ask for implementation in the phasing of it.

Testimony continued.

Chairman Thoreson: Is that separate from the one that Highway Patrol? They have a FLIR system one of their planes also.

David Sprynczynatyk: Yes.

Representative Kempenich: They have it on now don't they?

David Sprynczynatyk: I think it was installed in about the December timeframe. Civil Air Patrol has 4 planes and only 1 has a FLIR system.

Representative Kempenich: Does the game and fish have FLIR system on their plane?

David Sprynczynatyk: Not that I'm aware of. They have their plane that they use primarily for their wildlife counts.

Testimony continued.

Representative Klein: Some of the funds are they the kind where your making improvements in energy conservation that are eventually going to pay off; is that what part of this is about?

David Sprynczynatyk: That's correct. The National Guard drill provided us stimulus funding for just that purpose. We had several older boilers, HAVC systems and what we're replacing them with is more efficient boilers. That will result in a savings to both the state and the federal government. We share in the utilities depending on utilization of the facility.

Testimony continued.

Representative Dahl: I just wanted clarification on these 2 projects that I asked you about. You mentioned the study needs to carry over; but, were all of those funds appropriated in the 2009-2011 biennium? Were all of those spent?

David Sprynczynatyk: No. They were not all spent and that's what we're asking to be carried over.

Testimony continued:

Representative Klein: These volunteer managing fund grants. What does that consist of?

David Sprynczynatyk: During last legislature there was a request that came in to provide up to \$400,000.00 for VOGDS (Volunteer Organizations Operating Grid and Disaster). What was put in place was a grant program that would allow counties to request up to \$50,000.00 at a time for disasters to bring in volunteers and put them up and help in disaster response and recovery. Of that \$400,000.00; \$187,000.00 remains. The organization that's taken advantage of this funding program and that's Lutheran Disaster Services. During last session there was a separate bill that was eventually folded into our appropriations and we administered the grant program through the counties.

Testimony continued.

Chairman Thoreson: On that military service center east; where are you looking at putting it? Do you have a location identified yet for that?

David Sprynczynatyk: No. The intent is to locate it somewhere in Fargo. It won't be on either Hector Airfield or at the Armed Forces Reserve Center. What we found is that just getting away from any military facility makes it much more conducive for people to come in and not be concerned about being seen by the soldiers, etc. If the legislature does provide the funding for it, then we'll begin a search and we hope to have it in place late this summer.

Representative Brandenburg: Number 4, maintenance and repairs for state facilities. Is that money available for armories to do repairs for energy type things?

David Sprynczynatyk: Those are for the state owned facilities; not the city owned facilities. Those are the larger facilities in Bismarck, Wahpeton, Grand Forks, etc.

Representative Dahl: The one FTE for the regional training institute. Can you describe a little further about what that individuals would be?

David Sprynczynatyk: This past year we had the ribbon cutting for the new regional training institute (RTI) facility; about a \$37 million facility. Last biennium 4 positions were provided maintenance of that facility and we'd asked for 8; but the decision was made to phase to in. We have 4 people on board and we want to add 1 more now and we may

come back next biennium. The position is a maintenance worker that would manage the facility in terms of maintenance and upkeep, etc.

Testimony continued.

Representative Klein: That statewide seamless base map. Is that going to finish it? Tell me a little about what it is and what it will do.

David Sprynczynatyk: The statewide seamless base map is it's a map to a higher degree of accuracy that can be used by all the various state agencies that need access to information showing location of the roads, facilities, terrain, etc. We're utilizing the state highway department to fly and develop the map and once the map is completed; then it will be used by all the agencies to include the dispatch centers. An important part of the seamless base map is having addressing available so that if a call comes we can quickly respond to exactly where the incident may be. I know that the state water commission, DOT, PSC, and state health department are very much interested in it.

Representative Klein: It seems like money shows up in several budgets for this thing and I'm wondering who's overall; is it all coordinated and tied together? There's some money in the DOT budget, there's some money in another budget that I've come across, all dealing with this base map?

David Sprynczynatyk: I'm not aware of what the other agencies may have; but, what I'm assuming they have, is a request for funds to be able to utilize it within their agency. Right now, the department of emergency services is the lead agency for developing the map. We took that one because of our need from a disaster response requirement and also a dispatch requirement; the other agencies joined in. We're working directly with DOT. The other agencies intend to utilize it and there will be some things that they need to do to be able to implement it within their agency; but, we will all use the same base map.

Representative Klein: So where are you at on total completion of this thing?

David Sprynczynatyk: Right now we're probably about 50% done. Part of the delay is that you can only fly during certain periods of the year when there are no leaves on the trees; then it's a matter of interpreting that data. Right now we're on schedule to complete it at the end of 2012.

Representative Dahl: With regard to these FTE's both in the National Guard and the DES budget; you indicated that 75% of the funding is federal. Can we expect to see the federal government pick up those costs from here on out or after this biennium will that go away?

David Sprynczynatyk: I wish I could say that's going to continue forever but I think we all know and understand the difficulties and challenges with the federal budget. We don't know; it could go away. We feel comfortable through the end of the next biennium.

Testimony continued.

Chairman Thoreson: What does this do that we don't have now or what does it replace?

Mike Link: The message switch has connectivity to mostly the law enforcement database; the NCIC, the criminal history records. The conduit that the state of North Dakota uses to get to the federal government databases on the law enforcement end for records and all that information that the courts and law enforcement use. This hardware itself doesn't meet the requirements of ITD security standards that we currently have; so we need to upgrade that. The hardware that we have right now will not take the upgrades that ITD requires for security.

Chairman Thoreson: What type of things are those?

Mike Link: It's the security packages; the antivirus, etc.

Chairman Thoreson: You said it's to access this information; do we also feed out information through this system also or is it just to bring information in?

Mike Link: Yes, we do. We feed the information from North Dakota to the federal government and we get information from the other states through that switch.

Testimony continued.

Representative Klein: Item #8; is this something new we're starting or is this just continuing what's going on?

David Sprynczynatyk: The initiative is to develop a small device that would be put into each plane so that the location of the plane would be known and it could be easily detected by other piloted and remotely piloted aircraft. It's an initiative to put into place a type of device that will hopefully allow us to convince FAA to be able to fly unmanned aerial vehicles in NE North Dakota. There's a lot of interest on the part of business and industry as well because they see it as a potential area for further research and development of their aircraft.

Representative Klein: I'm sure you're aware of the airspace over the old ABM site and the things we're looking at to possibly take over that facility?

David Sprynczynatyk: We work very closely with Carol Goodman and the Langdon area; she's a member of Task Force Mind which has been looking at this for the last several years and there's a tremendous opportunity there. We still don't have the necessary approval for unmanned aerial flight in that air space; and that's part of what this would be working towards.

Chairman Thoreson: Let's go up on this list to #5; central electronics bank one time funding. Could I get a little description of that also?

Mike Link: The CEB (Central Electronics Bank) is a connectivity between the towers and the control panels in the dispatch. When we were doing the evaluation study of how many towers we needed, we also studied our infrastructure at state radio. We found that the current infrastructure, the CEB, could only take 1 to 2 more towers. To advance and to proceed with tower buildup to fill the gaps, we need to replace the CEB.

Chairman Thoreson: So #5 and #6 are tied together?

Mike Link: That's correct.

Representative Kempenich: What happens when things all go down? Do we have individual generators on these towers or how are we manned with that?

Mike Link: You're absolutely correct. During the ice storms last year we had one of our towers in southwest North Dakota that we had to get to; we had battery backup and we also had a generator, but, the generator will only run for so long until it runs out of fuel. So we've provided means of backup power to each location; but, if it becomes a sustained outage, we still have to be able to get out there to maintain the generator and makes sure it continues to run. Even if we lose the power supply from the power company we can continue to operate easily for a period of time and then it becomes a little more difficult.

Representative Dahl: Can I just make a request for these major budget changes regarding the general fund? If you could provide a short description of what each one is so we can refer back to it?

David Sprynczynatyk: We can do that.

Testimony continued.

Chairman Thoreson: How many are currently doing fire fighting duties at Hector?

David Sprynczynatyk: We currently have 15 firefighters at that location.

Chairman Thoreson: That's a pretty big bump and with that are they going to be needing additional equipment? Other than the gear that firefighters use, what about trucks, other firefighting specialized equipment or emergency equipment?

David Sprynczynatyk: At this point we don't expect that that will be the case. How this came about was National Guard Bureau did a manpower study; looked at what our capability and requirements were, and as it looked to the future to the C27, which will arrive by the end of next year, they saw the need to increase the number of personnel in that firefighting unit from 15 to 20. That's 100% federally funded.

Representative Klein: Going back to that guard squadron at Minot Air Force Base, that's 100% federally funded is it not?

David Sprynczynatyk: Yes. If there are any state costs they would be minimal; but, that security forces squadron is made up of a total of 140 personnel. Of the 140, 60 are full time, 100% federally funded; the remaining 80 are traditional guard members and that also is 100% federally funded. I'm not aware of any state costs whatsoever there.

Testimony continued.

Chairman Thoreson: The C27 is a cargo plane is that correct?

David Sprynczynatyk: Yes, it's a twin engine cargo plane. The parent company is Atlanta partnered with L3 and the United States and the requirements are something much smaller than the C130. The C130 is a 4 engine plane. We're finding that close to 75% of the flights on the C130 are with 50% load or less. The Air Force and the Army also came up with a requirement for a smaller plane, more efficient, that could fly in and out of these remote locations; it takes less of a runway than the C130. So it became a plane of choice. We are one of 7 states to receive a C27 starting next year.

Chairman Thoreson: How many aircraft do you expect that you'll be receiving?

David Sprynczynatyk: Right now we're scheduled to receive 4. There's an initiative to increase that number to 6 at each location.

Chairman Thoreson: The pilots and crews will be necessary; have they been trained on this or are they in the process of doing that now so when it's here they'll be ready to roll?

David Sprynczynatyk: We've already begun to train the load masters; they're the people who have the longest requirement for training. Pilot training will begin over the course of the next several months; so that when the planes arrive, we will have fully trained pilots and crew members.

Chairman Thoreson: The C130's aren't going away; they're still being used. This is just an additional craft?

David Sprynczynatyk: That's correct.

Representative Klein: With 4 or 6 aircraft this won't be a full wing will it? It will be shared with some other states?

David Sprynczynatyk: No. We'll have the 4 aircraft assigned to the 119th Wing; the other states will have 4 in Montana, 4 in Ohio, 4 in Michigan, 4 in Maryland, 4 in Mississippi, 4 in Connecticut, and 4 in North Dakota. Each one will be independent; it will have it's own crews. The desire on the part of the Guard is to provide for that level of maintenance by our own personnel.

Representative Kempenich: What kind of support do you have for each aircraft? Do you have 2 pilots, crew chief, and what comes behind that as far as support?

David Sprynczynatyk: When the aircraft is in flight the crew in total will be 5 personnel. In addition we have a crew to plane ratio; right now they're looking at is 4 crews per plane. That varies all the time. The first of the aircraft just rolled off the assembly line last fall and they were assigned to Ohio; they're still working out the bugs and what the right numbers are. We're trying to determine the appropriate manpower ratio, etc; and ultimately we'll have several hundred people working on the C27 mission.

Testimony continued

Chairman Thoreson: Recessed the hearing.

Chairman Thoreson: Brought the hearing to order.

David Sprynczynatyk: You asked about firefighting equipment. I should mention also that all that equipment is provided for by the federal government; none of it is state owned.

Chairman Thoreson: Do they provide maintenance on that also or is that our responsibility?

David Sprynczynatyk: Yes, they provide maintenance and everything.

Testimony continued.

Chairman Thoreson: Is there any kind of timeline for the assistance they receive? Say they return and it's 3 years out, could they still come forward and say I need some help?

David Sprynczynatyk: They can come forward at any time. There's no timeline. Even after they're discharged from the military, if there are issues or problems they can still come back. We purposely set up the service center and the resources so that anyone at any time can come back. Something like PTSD may not show up for several years and they may be out of the guard system or the army but we still want to reach out and help them if they have an issue.

Chairman Thoreson: What about the VA do they have anything like this also or are you providing a service that's not provided for by any other level?

David Sprynczynatyk: We provide an entry service; we do just the basic level of counseling and assistance. We know the VA has greater capability than we do and we'll point them in the direction of the VA if that's the appropriate way to go. We work closely with the VA; we're not competing with them, overlapping them, we compliment one another and it's working out very well.

Representative Klein: There seems to be a lot of publicity of the National Guard and Reserve coming back and the suicide rate compared to full time. How does North Dakota rank? The suicide rate for National Guard and Reserve seems to be double or triple what the national rate is. What's your experience and what's your response to taking care of our people?

David Sprynczynatyk: What you described is accurate. Nationwide the number of suicides in the National Guard is much greater than in the active component. Much of the reason for that is that in the active component the soldier comes back to the base and are surrounded by fellow soldiers, co-workers, family, etc. on a full time bases. The National Guard member comes back to the community and they're displaced from that army family. Studies have shown that in the National Guard we just aren't able to provide that day to day assistance in helping our people because they're not at the armory everyday or on a base. That's much of the reason why we have such a difference in terms of suicides. Here in North Dakota we've had 10 or 11 suicides since 9/11. It's not just because of deployments.

Less than 50% of suicides in the National Guard have been of deployed soldiers; a big part of it pertains to other aspects of life.

Representative Dahl: On page 2 of your testimony you've indicated that you reached out to over 14,000 veterans but this is also open to any member of the military. How many people are we talking about who actually utilize the services at the center?

David Sprynczynatyk: I'd have to go back and get those numbers. A lot of our contacts and outreach take place out in communities. We have people going out talking to people; 14,000 includes everybody from family members that we've worked with, currently serving guard members, veterans, retirees, Air Force, Marines, sailors, soldiers, etc. I'd have to back and see what the actual number is here.

Representative Dahl: Since the center is in Bismarck, do you see folks from the Eastern side of the state utilizing any of your services?

David Sprynczynatyk: I'll see what we can do in terms of a demographic breakdown. The people that use the service center would be primarily people from this area and would be the same in Fargo.

Representative Brandenburg: If I could add a little bit to your comments about soldiers coming back. I think a big part of it in the program that the state has with the families is very good.

David Sprynczynatyk: The reintegration is very key because you come out of one environment and you're put into another overnight; and they're totally different and not everybody appreciates and understands.

Representative Kempenich: There was a show on the other day and said that women were having actually more trouble than the men were as far as reintegration; either personally or job wise. Are you seeing that also in the state?

David Sprynczynatyk: I don't know that we looked at it that closely that we could break out the number of problems with men vs. women. The fact is there are problems and issues with both genders. We want to reach out to everyone and I know the VA has made a concerted effort to reach out to the female soldiers and we will also. I don't think we've seen that much of a difference.

Testimony continued.

Representative Klein: Going back a little bit to the change from the inspection costs for disaster from DOT to the department of emergency services which took place in 2009. The reasoning and procedures, is DOT completely out of it now?

David Sprynczynatyk: No DOT still deals with the federal aid roads and secondary roads, farmer market roads, the state highways. The funds to repair those roads from flood damage comes Federal Highway Administration; what they were doing for us is providing assistance on the nonfederal aid and secondary roads; the counties roads, township roads,

etc. They would contract with those personnel and send them out. Both agencies agreed in 2009 is that it's more efficient if we just contract directly with those same people instead of passing the money through DOT. DOT still handles the federal roads, we deal with all the nonfederal roads.

Representative Klein: What about the other areas of disaster related for instance to the rural electrics, etc is that handled through your agency or through DOT.

David Sprynczynatyk: That's handled through our agency.

Representative Brandenburg: Dealing with the repairs of some of these roads; some of these townships are broke and there are roads being abandoned that just can't be fixed. Is there any way that a person be able to fill some of these gaps as a training project?

David Sprynczynatyk: We actually have. Years ago when we had a lot more engineer assets in the state we used to do more of that during our annual training period. Now we have much less in terms of engineer assets, horizontal construction assets and the problem we run into is making sure we have everybody trained for war vs. doing individual readiness training projects; where we help communities. We still do those; but, it's on a much more limited basis. The township still would have to pay for fuel; but, where a project fits in with our mission and our training requirements we can do that.

Testimony continued.

Representative Klein: When you talked about that loss of money due to the terminal fees before in operating expenses and then this ties in with it here? The sheriff's offices paid a certain amount; now they're using a card and they're paying 50%? Talk a little more about that.

David Sprynczynatyk: It's cheaper for them to use their cards; especially if they don't pay a fee to us.

Mike Link: There are 2 sets of fees that are addressed in the bill; there's the fees for the terminal, there's an increase in those fees for the terminal. Then there's also the MDT fee; which is the remote computer in their car. They are using other than the state radio infrastructure; we want to try to migrate them off the state radio infrastructure because that system in 2012 will not be applicable when the federal government narrow bands that. That's a whole other category. This is an incentive to move them off; also they're occurring some fees by doing that merger to air cards; and this is a way to reimburse them and still provide the service.

Representative Klein: So net you're losing some money in this procedure; is that what you're getting at?

Mike Link: The money that's allocated in the general fund will take care of those costs that we incur to provide the service.

David Sprynczynatyk: The answer is yes. What this section will do is it will provide an exemption for them for the fees to be paid to state radio. Those fees were factored into the budget; so in order to offset that loss in fees, the senate added in funding in an equal amount.

Representative Dahl: Going back to page 13 you talked about the authority and ability to transfer to the operating and capital assets line up to \$500,000.00 from other budget lines. Then you went on to indicate that was utilized in 2007-2009; but not in this biennium, is that correct?

David Sprynczynatyk: That's correct. We've had that ability in each of the several last bienniums and it all depends on what federal funding is available to assist in tuition waver and the creating of retention. This biennium, we're seeing less federal money so we're using more state money for that appropriated money; we don't expect to have any left over that can be transferred.

Representative Dahl: But in the case that you do?

David Sprynczynatyk: That's correct.

Representative Kempenich: What's the history on the \$400,000.00 that we put out last year on these community based?

David Sprynczynatyk: Of the \$400,000.00; approximately \$230,000.00 was accessed through a total of 33 grants. The procedure that was put in place last time was that VOGD would apply for a grant through the county and we would provide funds to the county through emergency manager. The proposal in this biennium that came about on the senate side is to allow the state to send out a request for proposal for services and then enter into a contract for services without having to go through the counties.

Representative Kempenich: But they have undeclared disasters as a part of it; and I was just wondering what was the conversation about on the senate side?

David Sprynczynatyk: The reference to undeclared disasters is undeclared federal disasters. We've had those instances where there have been storms that have hit communities. The amount of damage does not exceed the amount necessary for federal disaster declaration; but there still is a need to go in and help and try to work through the issues that the communities face.

Representative Brandenburg: Would that program be kind of like in Edgeley a few years back; we had a rain storm come through that dropped about 8 to 10 inches in 24 hours and flooded 20 homes. The governor came down and we didn't hit that declaration because we weren't high enough in the deck to hit a disaster. Yet the disaster was still in the town; so this was going to fill that gap.

David Sprynczynatyk: The \$400,000 that we're talking about would allow for someone like Lutheran Disaster Services to come in and help in the recovery under a service contract with the state.

Representative Klein: One more quick question on the 10 FTE's. Five are 100% federal funded; the other 5 are 75%/25%.

David Sprynczynatyk: That's correct.

Representative Klein: Those 5 that were fully funded were firefighters?

David Sprynczynatyk: That's correct.

Representative Kroeber: I see the \$400,000.00 comes out of the disaster relief funds; and on attachment 1, I don't think it's taken off of that yet. Is that correct?

David Sprynczynatyk: That's correct. Attachment 1 just shows the expenditures during this biennium and what we've obligated to in the next biennium. The \$400,000.00 would not be a part of it. If the legislature appropriates it, it would come out of the \$12.5 million.

Representative Kroeber: You said that the senate bill adds \$22 million to the \$12.5 million that's in here; so, we have about \$34 million. Is that correct?

David Sprynczynatyk: That's correct.

Representative Kroeber: That would be in comparison to \$43 million that we had last time?

David Sprynczynatyk: That's correct.

Chairman Thoreson: That's SB2369?

David Sprynczynatyk: That's correct.

Representative Kempenich: We've been asking for spend down sheets.

David Sprynczynatyk: We'd be able to provide you the one through the end of February.

Representative Brandenburg: Made introductions of friends that came from Edgeley.

Steve Powers, Mayor, County of Edgeley: I've been on the council since 1989. Before becoming mayor I was the chairman of the armory committee so I'm quite familiar with the budget and the needs of our armory. We have a good guard unit in Edgeley. The projects that we've done to increase the efficiency and cut the expenses our armory is that we put a new roof on the drill area, resurfaced the flat roof, updated the heating system, retrofitted the fuel oil furnaces, put in off peak electric heat. Today our armory is in trouble and I'm here to tell you the balance on the armory fund is \$127,775.31 in debt. Rent from the National Guard for 2011 is \$10,644.00 which is an increase from \$9,256.00 for 2009. Expenses for the armory on average run from \$14,000.00 to \$17,000.00 a year. The city of Edgeley has done everything reasonable in the area of decreasing expenses; without major increases in our income I don't know where or how the city is expected to continue with a proper armory. Three years ago we put out for bids to put a sloped roof over the flat roof in

an effort to put insulation on our roof and to cut our heating costs. We took the lowest bid who was bonded. It turned into a disaster; the roof has failed, there's water running in. We have water that has run through the electrical facilities and come out the light fixtures, the roof is falling down. Right now we hire a local man to shovel the roof off so there's no snow on the roof in case it melts. We're in the middle of a process for over \$400,000.00; our insurance and their insurance tells us that insurance isn't for poor workmanship. We've been left with a roof we have to remove or replace and no way to fund that.

Chairman Thoreson: The company you contracted with they were bonded; is that correct?

Steve Powers: Yes they were.

Chairman Thoreson: Have you gone after them then in any kind of civil or criminal litigation?

Steve Powers: When our lawyer contacted their lawyers, we were told by the bonding company and by the contractor's insurance that insurance doesn't cover workmanship. So we're in a fight on whether it was a poor engineering design or if it was workmanship. We do have mediation scheduled for April 15th; where all parties are meeting.

Steve Powers: They took the flat roof off and then put a sloped roof on with insulation underneath. The flat roof collapsed in spots underneath the sloped roof because it probably was not installed properly or engineered properly; which allowed a lot of water to run onto the flat roof. Without the flat roof underneath it, the water has come down through the armory. Interstate Engineering estimates it's going to cost us well over \$400,000.00 to get the old roof off and get a new roof on. Our rent is not covering the expenses; and I truly feel that the rent needs to go up at least \$2,000.00 a month. With a \$24,000.00 increase in rent it would still take us approximately 12 years to balance the budget; and the city of Edgeley is willing to live with that as long as we stop going backwards. We're going backwards on an average of \$4,000.00 to \$7,000.00 a year on a community of 580 people.

Representative Brandenburg: The reason Steve fixed this roof up was to make the building better for the guards that were there.

Chairman Thoreson: Who is the contractor in question; who did the work for you?

Steve Powers: If you go back in the minutes to the meeting when we awarded the bid; the roof is a CKO Roof which is a company out of Iowa that now claims that they don't do retrofits; but, the first page of their pamphlet is still retrofits. Their representative, which was Dennis Alteno from South Dakota, was the person that was designing the roof; he'd hired a local contractor, Chuck Christ, they were going to work together with Dennis in the lead. They were the low bid, they had the bond, Dennis Alteno had the experience; we thought we were doing the right thing.

Chairman Thoreson: So the company was an Iowa company that was working with local subs; is that correct?

Steve Powers: Pretty much.

Representative Dahl: You're effectively saying there are 2 issues; the rent issue and the roof issue. I'm not exactly sure what you're asking us to do.

Steve Powers: I guess I'm asking for an increase in rent of \$2,000.00 a month.

Representative Dahl: You want us to require the National Guard to pay the city \$2,000.00 extra dollars per month? Is that what you're asking?

Steve Powers: That is exactly what I'm asking.

Representative Dahl: What are they paying to you now in rent?

Steve Powers: In 2010 the rent was \$10,644.00.

Representative Dahl: Total or per month?

Steve Powers: Total.

Representative Dahl: What is the city's costs that you're putting in?

Steve Powers: On an average, the expenses for the armory run between \$14,000.00 and \$17,000.00 per year.

Representative Dahl: If we were to that and require \$2,000.00 in increases; that would be \$24,000.00 a year, which would exceed what it costs on average.

Steve Powers: Yes it would but that would help us retire the \$127,000.00 that we're in debt.

Representative Dahl: With regard to the roof issue, what are you asking for?

Steve Powers: At this point I'm not asking for anything on the roof issue. We are in the legal process and that process will continue when we go to mitigation on April 15th. I just wanted the committee to be aware of the plight of my armory.

Representative Dahl: You mentioned the \$128,000.00 in debt. Can you specifically talk about what that debt is for?

Steve Powers: That debt is explained by the insufficient income over the last 15 years. Up until 2009 our rent was roughly \$9,000.00 and if you have expenses somewhere between \$14,000.00 and \$17,000.00 the numbers don't match at the end of the year.

Representative Klein: Some sessions ago we provided additional funds to help repair armories. I don't know if that was a one time thing. How was that handled, do you recall?

David Sprynczynatyk: Back in 2003 there was \$250,000.00 of additional funds that was provided and we used that for various projects across the state. In 2007 the legislature began to provide \$120,000.00 every biennium; of which we used \$50,000.00 of the \$120,000.00 to increase rent. The remainder of the \$70,000.00 we used for capital improvement projects. We did spend \$25,000.00 on that roof.

Representative Klein: This was in 2008?

David Sprynczynatyk: Yes in 2008. We still have an ongoing grant program. We do have some flexibility assuming the \$120,000.00 is a continuing appropriation. We could use that all and apply it to rent; and then do away with the project improvement program. But, I don't really think that's really the right call.

Representative Klein: How do you determine the rent for these various facilities and I'm sure there's a multiplier or increase every so often?

David Sprynczynatyk: I don't know when the rent was first set. If the legislature provides us funds, we'll bump up the rent. Last time that was done was in 2007. Right now we have 18 community armories. The Valley City armory is one where we have the greatest amount of space and that one we pay approximately \$30,000.00 a biennium. All the rest but Cavalier and Hazen, we pay the \$21,300.00 per biennium. In Cavalier and Hazen we pay about \$15,000.00 per biennium.

Chairman Thoreson: I'd like to get a breakdown for what you pay for rent for each of those locations.

Representative Klein: So it's how many square feet and how often you use it type of arrangement?

David Sprynczynatyk: We have 18 armories. We have one amount for the Valley City, for 15 of the others we pay the same amount; and for the other 2 it's a lower amount. I don't know how that was first established years ago. It has nothing to do with the square footage, frequency of use or anything like that; it's just having a presence in the building.

Spencer Isaacson, City Council, City of Edgely: I would just like to thank the guard because anytime we do want to do a project they always seem to come up with the money to help. With the new roof we put on they were very generous. It's hard to continually go backwards. At one time we used to have 3 or 4 guard members that ran the National Guard and lived in our community.

Chairman Thoreson: What else is that facility used for besides the guard?

Spencer Isaacson: We have a small meeting room that different community organizations use it. Most of the time we don't even charge for that; because they're volunteer organizations. Any time that it's used for a personal use then there's a rentage.

Chairman Thoreson: That's what I was going to ask is it used for wedding dances?

Spencer Isaacson: We do charge a rent for that.

Chairman Thoreson: When was this facility built?

Spencer Isaacson: In 1961. The facility was built by the government and sold to the city for \$1.00. Basically it's our heating costs that's driven this deficit so much.

Chairman Thoreson: So it's 50 years old and does it still use fuel oil did you say or did you switch it over.

Spencer Isaacson: We did put in off peak heat about 6 years ago.

Representative Klein: So you're on Ottertail Power's off peak heating?

Spencer Isaacson: Yes.

Representative Brandenburg: We don't want to lose our armory or upset people, we want to keep the armory. What the city is trying to do is fix this armory up and keep so it is tractable for the guards; so it does sustain for the time.

Chairman Thoreson: I'm not sure where we're going to go with rent issues.

Spencer Isaacson: We just needed to make you aware of what we're dealing with; this is just an education thing for you. If we don't come in and talk to you; you don't know.

Chairman Thoreson: It was something that wasn't brought up in preparation on this budget; nothings final here until it's final.

Representative Glassheim: I thought I heard the general say that the other armories were getting \$20,000.00 a year?

David Sprynczynatyk: Biennium.

Representative Glassheim: How much is the debt has to do with payments for the poorly designed roof?

Spencer Isaacson: That will all depend upon the litigation.

Chairman Thoreson: So that's mostly due to heating costs.

Representative Brandenburg: Just to speak for the city, we just went through a major sewer and water line update in the city; so the property owners have been taxed to the limit this last year.

Representative Klein: The last time we had appropriated \$120,000.00 for these units and that was in 2007?

David Sprynczynatyk: Yes. In 2007 \$120,000.00 was added in; that was then built into the base amount in 2009. It's a part of the 2011-2013 budget as well. The way we divided that up was we took \$50,000.00 and applied that towards rent; increasing all the rent by 15% then the balance we used for grants; 50% grant up to \$20,000.00 total from the state. The Edgeley grant 2008 was the largest one we ever gave and that was using up over 1/3 of the money available so we reduced it to \$20,000.00 per project.

Steve Powers: We have transferred from other budgets to try and balance this budget. We've stuck more into this than just that number. The issue is that the armory was built in 1961. The things we spent money on over the past years were all to increase the efficiency of the building.

Chairman Thoreson: Closed the hearing.

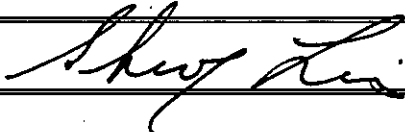
2011 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division
Medora Room, State Capitol

SB2016
March 24, 2011
Recorder Job# 15986

☐ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A Bill for an Act to provide an appropriation for defraying the expenses of the office of the adjutant David Sprynczynatyk; to provide appropriations; to provide for transfers; to provide exemptions; to amend and reenact section 37-17.3-08 of the North Dakota Century Code, relating to state radio fees; and to declare an emergency.

Minutes:

Chairman Thoreson: Opened the discussion on SB2016.

David Sprynczynatyk, Major General, North Dakota National Guard, The Adjutant General: See attached testimony.

Chairman Thoreson: When you say ID cards, that's for current members of the armed forces; is that correct?

David Sprynczynatyk: And retirees.

Chairman Thoreson: If I'm somebody who is active right now, you can go there to get an identification card?

David Sprynczynatyk: If it's a guard member. I'd have to check I don't think we have access to active duty personnel.

Chairman Thoreson: What about reserve? Is that also considered active duty?

David Sprynczynatyk: That's separate from us.

Chairman Thoreson: That's have to go somewhere else?

David Sprynczynatyk: Yes, out by the airport.

Chairman Thoreson: Are there other places besides there that are provided for guard members or is that the only place?

David Sprynczynatyk: You can do it at several of our larger armories. We have portable machines that we'll take around to smaller armories on weekend drills. So it's not the only place that they can go.

Chairman Thoreson: There are 18 armories, correct?

David Sprynczynatyk: That's correct.

Chairman Thoreson: There's a breakdown of rent and percentage and dollar wise.

David Sprynczynatyk: I dug a little bit into the history on the rent and the formula is predicated on the assumption a full size unit is at the armory. Of the 18 community armories, 15 fell into that category. So the rent was determined as approximately \$18,000.00 a biennium for a community armory with one unit; no matter what the size of the armory was or the space used. There were 2 smaller ones where there were smaller detachments; those 2 armories received less and are in Cavalier and Hazen. In the case of Valley City they had 2 units so they receive more. Rent was set in 1993 and it stayed at the same amount until 2007; then it was increased in 2007 and the budget request today includes that same rate as what's been used since 2007.

Representative Brandenburg: What was the increase in 2007?

David Sprynczynatyk: It was 15%. What was done in 2007 was the legislature provided us \$120,000.00 to try to address both rent and projects. What we did is made a decision to use \$50,000.00 to increase rent and that amounted to about 15%. Then the balance of \$70,000.00 was used for projects on a cost share basis. In the current budget that same amount was carried forward; so we were able to maintain that same level of rent as we established in 2007 and we were also able to provide \$70,000.00 for projects. We asked the communities to submit project needs and we prioritized them on how they best address our needs and have been working down in the list in the last 4 years.

Representative Brandenburg: You've heard people and their concerns and not being able to keep up with fuel costs.

Representative Klein: The \$52,000.00 that the senate changed to the general fund; on going from one time. Explain that a little bit?

David Sprynczynatyk: What had happened is when we were going through the budget with OMB they had miscategorized it. It's equipment for maintaining our facilities and grounds. It was supposed to be part of our budget; not one time funding, because it had been there before.

Representative Klein: It's not a piece of equipment that you bought one time?

David Sprynczynatyk: No. It's the type of equipment that we normally buy for maintaining the grounds; lawn mowers, snow blowers, etc.

Representative Klein: They also reclassified \$100,000.00 in your budget for state radio enhancements to technology projects.

David Sprynczynatyk: What that is there's a project underway right now through UND, the aeronautics commission and the private sector to develop ADSV.

Representative Klein: Is that the statewide map?

David Sprynczynatyk: No it's not a map. It's a system of utilizing radar and locators in planes to be able to clearly identify where planes are at in the hope that it will allow the FAA to open up airspace for unmanned aerial vehicles. It's been referred as the capstone project; Senator Grindberg has been very much involved. What our contribution would be is \$100,000.00 to assist in acquiring and setting up the necessary equipment so that planes can be equipped with this ADSV; and helping to establish open air space. We trying to authorize a unit at the Grand Forks Air Force Base to fly UAV's and we also have army units that are maneuver brigade that are authorized unmanned aerial vehicles; but, under today's rules, you can't fly them.

Representative Klein: So this whole thing ties in with the air guard and UND flying those unmanned operations out there?

David Sprynczynatyk: That's correct.

Chairman Thoreson: The Motorola lease, the first thing under the one time funding; what type of equipment is that for?

David Sprynczynatyk: That goes back to a decision that was made to transfer from analog radio to digital. This \$1.5 million is the last payment for that lease.

Chairman Thoreson: So once we pay off the \$1.5 million were done with that?

David Sprynczynatyk: Yes.

Chairman Thoreson: The seamless base map for a total of \$900,000.00 for that one.

David Sprynczynatyk: That was the seamless base map that was authorized in the last session. The total cost with some add on from other agencies will be about \$3 million; in this biennium we were appropriated \$2.1 million, knowing that it would not complete the project. The balance is \$900,000.00 of which \$500,000.00 will come from federal grants through other agencies and the \$400,000.00 is the general fund portion of the requirement to complete the project.

Representative Klein: When is that project due to be completed?

David Sprynczynatyk: We hope to complete it this fall through the winter months. We're working with the DOT; DOT is flying the state and their interpreting the data. We need this spring and this fall for sure to have an open line of sight to the ground. Hopefully, by 2012 we'll have it done.

Chairman Thoreson: The message switch upgrades; \$235,000.00 for that one.

David Sprynczynatyk: That allows us to interact with the national crime information center and the national law enforcement teletype system.

Chairman Thoreson: We've talked about the radio enhancements that's to cover spots that aren't covered and improve coverage if I recall correctly?

David Sprynczynatyk: I think I distributed a map to you last time. There are 12 towers out there that we have identified that will fill gaps.

Chairman Thoreson: What's the extraordinary repairs for \$385,000.00?

David Sprynczynatyk: Those are deferred maintenance on our facilities; everything from continuing to upgrade the heating and air conditioning systems to making sure that everything else is fully functional and operational. For the most parts those are energy type projects at our state armories.

Chairman Thoreson: We have the eastern reintegration program; to start what we're already doing in the central part of the state.

David Sprynczynatyk: Yes.

Chairman Thoreson: Are you looking in the future to do additional centers like this or just on in the east and one in the central?

David Sprynczynatyk: Right now our intent is to only have the 2. We feel that between Bismarck and Fargo we can cover about 60% to 70% of the state's population.

Chairman Thoreson: Number 5 are more federal construction projects, more extraordinary repair dollars; \$5 million is shown for that.

David Sprynczynatyk: That's correct.

Representative Klein: What are the major ones in that area that you have on the list of construction projects?

David Sprynczynatyk: At this point in time we have not identified specific ones. This is federal money that would come to us to assist in maintaining upgrading the federal armories; those are in Minot, Grand Forks, Bismarck, Fargo and Wahpeton. Over the course of the biennium, we fully expect to get additional federal funds to provide for that maintenance and construction. At this point, if the federal money doesn't come, then there won't be any expenditure in that category.

Representative Klein: You're expecting \$25 million but you don't have any major construction additions planned? It's just depending on what you get and where you're going to use it?

David Sprynczynatyk: We've identified a couple of different projects that are on our future list; but, that all depends on Congress. We've talked about a joint headquarters between the army and air at Fargo at Hector Field. We also have a field maintenance facility on the list at Valley City. Those are the projects we've begun to prepare for and we have the list. But, they all depend on federal appropriations.

Chairman Thoreson: On #6 I know there were notes in the original testimony about the 4 FTE's and that's 25% state/ 75% federal on that; is that correct?

David Sprynczynatyk: That's correct. If you recall last session there was a bill that encouraged regionalization of some of the disaster response efforts of the state. We started the program by establishing the 4 regions; and then hiring on a temporary basis, individuals in Fargo, Grand Forks, Minot and Bismarck. What we're asking for now is funding on 25% state/75% federal cost share to put these individuals in place as FTE's working for the state.

Representative Klein: So when we get into these disasters you have permanent people now in place at each of these 4 areas?

David Sprynczynatyk: That's correct. They operate out of these 4 areas. They do more good between disasters and what they do is they're out and about working with these individual emergency managers throughout the year; helping them to be able to respond and know what to do in the event of a disaster.

Chairman Thoreson: With that many other emergency managers in the state; do you think 4 more will add benefit?

David Sprynczynatyk: We feel that with the 4 more now it will go a long ways to help us strengthen and enhance emergency management out in the counties and cities across the state. We think if we had those 4 FTE's that it would go a long way in doing what we're trying to do in terms of building that response capability.

Representative Klein: Are these all national guard positions or are they civilian positions?

David Sprynczynatyk: They're civilian positions. They're positions that would be within the emergency services side of the agency.

Representative Klein: Every county has an emergency manager so these 4 of yours would be working with those kind of people?

David Sprynczynatyk: Yes. They work with other first responders also.

Chairman Thoreson: Number 7 is the computer aided dispatch maintenance fees; that's just cost to use that service?

David Sprynczynatyk: That's correct. It's under warranty to the end of the biennium and then these are the maintenance fees to continue into the next biennium to make sure that the CAD is fully function 24 hours a day.

Representative Klein: Now that's like what you had at your emergency operations centers and you also have some in the various units?

David Sprynczynatyk: No. The CAD system is in state radio; it's the people at the dispatch center at state radio that have access to the computer aided dispatch so they know and see what's going, where people are; to better serve responders. This system was built that if other 911 call centers want to utilize it, they can. There are some communities that are looking at that right now.

Chairman Thoreson: Additional funding for the eastern integrated reintegration program.

David Sprynczynatyk: The total is estimated to be about \$150,000.00; part of it is for the set up of the center and the other is the ongoing utility costs, etc.

Chairman Thoreson: That's one new position and those 4 are there correct but it's the cost to continue?

David Sprynczynatyk: We had 4 staff in place at the regional training institute at Camp Grafton and we're asking for the 1 additional person. The facility was just completed this past August. We had identified the need for 8 total 2 years ago; right now we definitely need one additional person. Plus, we have another facility coming online at Camp Grafton this next year. It's a several thousand square foot addition to our armory; this person would also be responsible to help maintain that facility also.

Chairman Thoreson: It's an addition to an existing facility or is it a brand new facility?

David Sprynczynatyk: It's an addition to an existing facility.

Chairman Thoreson: Where did the funding come for that addition?

David Sprynczynatyk: That's all federal.

Chairman Thoreson: So they're providing the funding for that; but, then we'd have to find someone to put in there.

David Sprynczynatyk: Yes, that's correct.

Chairman Thoreson: Item #10 \$105,000.00 listed for Fargo at Hector Field?

David Sprynczynatyk: That \$80,000.00 is in reference to the addition I just described and then \$25,000.00 is for the operations center east that will be completed this month at Hector Field.

Chairman Thoreson: Item #11; have you identified what those dollars are going for, the \$265,000.00 in that area?

David Sprynczynatyk: That's ongoing day to day things that take place at the 41 different facilities we have.

Chairman Thoreson: Item #12?

David Sprynczynatyk: Is insurance for 2 different facilities.

Chairman Thoreson: Who do you get that with?

David Sprynczynatyk: Through fire and tornado.

Chairman Thoreson: Then there's \$15,000.00 for maintenance of the Forward Looking Infrared Radar?

David Sprynczynatyk: That's correct.

Chairman Thoreson: Then there's 5 new people at Hector for firefighting positions.

David Sprynczynatyk: Those are 100% federal funded.

Chairman Thoreson: Then another issue with the towers.

David Sprynczynatyk: That's for the ongoing state radio tower expenses. There's only 6 towers this biennium and 6 towers next biennium; and these are for the ongoing costs.

Chairman Thoreson: Section 5 allows you to transfer up to \$500,000.00 from other line items.

David Sprynczynatyk: That's in the event that funds are left over at the end of the biennium from other line items. We've done that in the past this biennium.

Chairman Thoreson: You've had that authority before?

David Sprynczynatyk: That's correct.

Representative Kempenich: On your optional budget request how many of those were funded?

David Sprynczynatyk: I don't know.

Representative Kempenich: The statewide base map was one that was funded?

David Sprynczynatyk: Yes.

David Sprynczynatyk: There were 25 items identified under our optional adjustments; 13 of the 25 were funded and 12 were not.

Representative Kempenich: We added that \$400,000.00 last session on those community volunteer management groups. One of the concerns last session was that it was a multi state organization; how is that put together? Is it North Dakota specific?

David Sprynczynatyk: It's not North Dakota specific in that the services that are provided can be provided from any organization. The way it was put into place; funds were provided to us to provide grants to the counties for assistance with volunteers. The one organization in particular that brought it forward last session and has worked on it since is the Lutheran Disaster Services. They have a North Dakota chapter; but it's a national organization. What the intent of the language that was added by the senate was that the funds would be provided to us to put out a request for proposal of services, enter into a contract and then have them under contract to work with the counties in the event of a disaster.

Representative Klein: National guard military training grounds fund. The fund is supposed to used for collecting rental revenues? Where are the rental revenues coming from?

David Sprynczynatyk: The land comes from pasture at Camp Grafton South. We own about 8,000 acres at Camp Grafton South and every year we lease that out and collect lease payments based on pasturing.

Representative Klein: What kind of money is in that fund?

David Sprynczynatyk: Right now we have about \$850,000.00 in that fund that's been collected over the years and we're in the process of negotiating with a couple of land owners for some more land. We want to get around the 10,000 acre mark; because, when a training ground is more than 10,000 acres you're able to get more federal money to support it.

Representative Klein: Is any of that under water?

David Sprynczynatyk: There's a couple of lakes and a couple of smaller slews.

Chairman Thoreson: There was this question for the fees for state radio. I don't know if anything's been done about that but I did see it was added here.

David Sprynczynatyk: That audit goes back to 2007 and we did adjust the fees. We have a means in place to do that annually. We look very carefully at what our costs are and in some instances we have to make estimates. It went from \$.22 to \$.38 1 1/2 years ago and it's going to go up to \$.39 this next biennium.

Representative Kempenich: Some counties voted on it and some didn't; what's going to happen with that? Is that going to pay for the services?

David Sprynczynatyk: No. What we're seeing for the average cost of the county where they have their independent 911 call service; is in excess of \$1.00 and they're subsidizing their call centers at 911 with general fund dollars. We serve 22 counties and we're able to keep the cost down because of a much larger area and volume. Rural areas have costs of up to \$1.47 per line so they end up subsidizing it from within.

Chairman Thoreson: Going back to the handout that you provided the committee with information; it looks like for some of these areas for the current biennium budget of \$5

million and the expenditures so far are only about \$727,000.00. Am I looking at that correctly?

David Sprynczynatyk: Yes, you are.

Chairman Thoreson: There's only a few months left in the biennium and there's about 75% left.

David Sprynczynatyk: The cycles we got into are that we want to buy the new IT equipment as late in the biennium as we can. Over the course of the next several months we'll start buying equipment.

Chairman Thoreson: You've identified what it is you're needing in that area? Is there a significant change in what's available now as to had been a year ago?

David Sprynczynatyk: If we can delay the purchase as long as possible we can take advantage of whatever the new technology is. This includes the base map also; and we'll be making additional payments on the base map funding as we go into spring.

Chairman Thoreson: Do you work with ITD on this with the equipment?

David Sprynczynatyk: Yes as a state agency, we work with ITD and take advantage of the state contracts.

Representative Kempenich: Where are we at with the radio system? Do you have a breakdown of where we started, where we're at today, and where we're going to be going?

Mike Glick, Director, North Dakota State Radio: I can provide you that information.

Representative Kempenich: When we go to explain we keep getting asked.

David Sprynczynatyk: There's about \$23 million worth of equipment that needs to be purchased to bring everyone up to the digital standard of the state.

Representative Kempenich: I think we need to see a timeline of where we're at in this process.

David Sprynczynatyk: We've not made the switch to digital because until we're about 90% plus of the users have access to it.

Representative Kempenich: Has there been a benefit or cost effectiveness of trying to move this faster?

Mike Glick: At the end of 2012 everyone has to be narrowbanded. Right now, all the radios that aren't narrowband compliant will not be on the system. We're trying to help where we can with grant money; but, by that deadline they will need to be narrowband compliant. That date is January 1, 2013.

David Sprynczynatyk: I just want to correct that we can provide id cards to activity duty members of any branch of service.

Chairman Thoreson: Is that a database you're a part of?

David Sprynczynatyk: They have to be able to come in give the information. It's a database, they provide certain information, fingerprints, etc.

Chairman Thoreson: Closed the discussion.

2011 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division
Medora Room, State Capitol

SB2016
March 29, 2011
Recording Job # 16155

☐ Conference Committee

Committee Clerk Signature

Mary Brucker

Explanation or reason for introduction of bill/resolution:

A Bill for an Act to provide an appropriation for defraying the expenses of the office of the adjutant David Sprynczynatyk; to provide appropriations; to provide for transfers; to provide exemptions; to amend and reenact section 37-17.3-08 of the North Dakota Century Code, relating to state radio fees; and to declare an emergency.

Minutes:

Chairman Thoreson: Opened the discussion on SB2016.

Representative Klein: I would just like to get a little clarification as to why the senate reduced \$100,000 out of radio communication. Was there a particular area or what was their rationale?

David Sprynczynatyk, Adjutant General: What they did was slide or move \$100,000 from the \$2.1 million that was in the budget for radio towers over into technology projects. Their intent was for the \$100,000 to participate in the project being undertaken by UND with a miter corporation and with NDSU to develop further research for using a data box in airplanes to assist in aerial flight when there are unmanned aerial vehicles in the air. The total project is about \$4.5 million and because of our interest and involvement through the Guard and the predators that we fly overseas and hope to be able to fly at Grand Forks as well they asked if we would be willing to be part of this and I told them yes.

Representative Klein: So that particular fund where you had \$2.1 million in for the towers, part of our discussion or questions where have you fully evaluated or looked at possibly combining or adding with other towers you could use?

David Sprynczynatyk: Yes. What is identified on those are existing towers that we would hope to add our equipment to without constructing a brand new tower. The cost would be much greater if we were to do that. If I remember right of those 12 towers I think three of them are department of transportation towers and the other towers are communication towers that the counties in most instances have put up in those areas.

Chairman Thoreson: Where it says tower enhancements it's not to construct new towers at all it's just to add equipment on?

David Sprynczynatyk: That's correct. The cost of a new tower would be in excess of \$1 million. Our experience with this current biennium at Wales in the northeastern part of the state and DOT moved the tower so there was no expense to us and our cost to put the necessary equipment on the tower and put the necessary fencing on the ground was about \$230,000-\$235,000.

Representative Klein: So you're looking at partnering with three DOT and the others would be other companies?

David Sprynczynatyk: I think they are county sheriff dispatched towers and whatever else is out there. The intent in all 12 instances is to partner with the owner of an existing tower to put our equipment on it.

Representative Klein: With that \$100,000 coming out of there that would leave you \$2 million in the tower fund?

David Sprynczynatyk: That's correct. Our estimate for budgeting was slightly over \$300,000 a tower not knowing what we would run into. We would certainly do everything we can to keep the cost down. Our hope is that if we can construct the six towers for less than \$200,000 we might be able to work on a seventh. Our intent is over the next two biennium to fill all the gaps which would mean putting the necessary equipment on 12 different towers in the state.

Representative Klein: As this is developing, I'd move that we take another \$600,000.00 out of that tower fund and see how it develops as you move along.

Representative Dahl: Seconded the motion.

Representative Klein: I realize this is probably going to end up in conference committee but this is one of the areas I think as it develops there may be some flexibility and there maybe some savings there that will show up as we move along.

Chairman Thoreson: Is it currently at \$2 million or \$2.1 million?

Representative Klein: \$2.1 million.

Chairman Thoreson: That would make it \$1.4 million.

Representative Kroeber: What would the effect be if we removed that \$600,000? What would not get done?

David Sprynczynatyk: We would develop whatever towers as possible, no matter what the dollar amount is. Our initial estimate was that it could cost up to in excess of \$300,000 per tower. At Wales we were able to get it done for under \$250,000. As we continue to look at these 12 tower locations we will figure out we can maximize the funds that are

provided to us and put in the greatest coverage as possible. It's conceivable that we might only be able to do four towers instead of six, we don't know at this point. We've identified the gaps and we have estimates but we haven't been site specific in developing that estimate.

Chairman Thoreson: It doesn't quite work out to five but it would be about five. At \$300,000 it would be close to that.

Representative Glassheim: Substitute motion offered to instead of \$600,000 take \$500,000.

Representative Kroeber: Seconded the motion.

Representative Klein: I don't have any problem.

A voice vote was made and carried to adopt the motion to reduce it by \$500,000 to a total of \$1.5 million.

Representative Klein: At the same time I think we need to add some intent language to partner with DOT or private or other state agencies wherever possible.

David Sprynczynatyk: I think just to add to it the intent is that no matter what the final dollars are we are going to do everything we can to maximize the number of towers that we can provide radio coverage on. If it turns out that we need a little more money than the \$1.5 million and we think we can afford another \$50,000 from another part of the budget we could slide it over if that's what it took to add another tower.

Representative Klein: You have that authority to move funds between line items depending on how it develops you could easily do that.

David Sprynczynatyk: Yes.

Chairman Thoreson: The language would be just to partner with public and/or private sector towers wherever possible.

Representative Klein: Made a motion to add the intent language.

Representative Dahl: Seconded the motion.

A voice vote was called and carried for the motion.

Representative Klein: I'd like to get further discussion on item 6 on the green sheet where we are adding for regional emergency management coordinator positions. I know we discussed that and I realize a good part of that funding comes from the federal government but I'm wondering if we're adding another layer and whether there will be much gain from it. The way I understand it is that each county has one and I believe the tribal reservations each have one. I don't understand what these four would be doing.

David Sprynczynatyk: The intent is certainly not to add another layer. Right now there are a total of 59 emergency managers in the state; one in each of the 53 counties although some counties share and there is one in each of the tribal reservations and then the two larger cities each have their own emergency managers; Bismarck and Fargo. The intent of the four regional emergency managers is to support them do their job better. These folks would be out throughout the course of the year not only working with the emergency managers but also working with the fire fighters, police departments, emergency medical service responders, and all first responders in better preparing them for an event no matter what it is. The intent is not for them to be involved at all in the hierarchy in the chain of command. The emergency manager, the county, or the city on the Indian reservation they are the emergency manager that is responsible on the ground. Our people are there primarily when there is not an event to be able to assist them if they need any further information or trying to get additional resources. It's trying to build that regional awareness and capability by better supporting the emergency managers at the local level.

Greg Wills, Deputy Director, and Department of Emergency Services: I would ask you to consider this very seriously that these are very critical positions. We put them on just prior to 2009 to regionalize response because many jurisdictions across the state do not have adequate response entities within their jurisdictions.

Representative Klein: These people are already in place?

Greg Wills: They are temporary status right now. We are asking them to be full time and I will get to that in a second. In 2009 many of our local jurisdictions their county managers work 10 hours a week. They are not getting the jobs done out there. Their jobs have been redefined since 9-11 and in most recent years the amounts of disasters we've had have just blown away their ability to keep ahead. Those folks are out there on the ground today. Last legislative session you asked us to revamp all of the mutual aid agreements across the entire state of North Dakota. Today they are out there meeting with the counties, cities, the fire departments, sheriff's offices, police departments, emergency medical folks, etc and they are revamping those mutual aid agreements so that we have a unified response no matter where it is and what it involves. When there are emergency events and jurisdictions are inadequately able to support an EOC. We dispatch those regional folks right away to those EOCs and they help work those EOCs for those local jurisdictions. When we started flooding in Belcourt nearly a month ago we need to get eyes on the ground. These people we hired were on a temporary status. We hired the very best people we could because they are talking to the fire chiefs, emergency managers, 911 coordinators, EMS, etc. I hired those folks that have those experiences and have been career fire chiefs, etc. One of my guys was the police chief in north St. Paul, Minnesota and you have to have those kinds of people talking to the responders or you have zero credibility. I really feel that in order to sustain those kinds of people in these rolls working for these jurisdictions you have to have those senior qualifications.

Representative Klein: These people work directly for you?

Greg Wills: Yes they do.

Representative Klein: They have worked for you for how long?

Greg Wills: Since 2009. We put them on prior to the flood. They've established the regional HAZMAT and are now working on the regional search and recovery teams. They are working with the local entities to build regional response capabilities that everybody can use across the state.

Representative Brandenburg: These people are out there and make those critical decisions about really what needs to be done. These people are the go between the local and the emergency management then?

Greg Wills: They are the local liaison between the local responders and the county emergency management officials in the state. They never take over, they are there purely in a support role.

Representative Dahl: If I could ask a question. Since they are considered temporary what source of funding do you have for their salaries as it stands now?

Greg Wills: Right now the source of funding for those folks is the homeland security grant that we get from the federal government. We have an agreement with the four largest jurisdictions that we will provide that grant to them and they will MOU those monies back so we can have these people in place. Everybody in the state looks at this as a positive thing to have these regional coordinators in place. The reason that I'm asking them to be full-time rather than temporary is that I cannot sustain the very best people in a temporary status because the pay and the benefits are not there. It takes a long time to build relationships with these local entities and turnover kills us and we have to start over.

Chairman Thoreson: They're being paid for with homeland security dollars. What is the total amount being expended on them right now?

Greg Wills: Right now it is being shared between the general fund and the homeland security grant.

Representative Klein: I think you've answered my questions. I thought we were talking complete new spots and people not in place. From what you tell me the quality of people you have I am satisfied.

Chairman Thoreson: I would like you to get that information for us regarding those positions and what the dollars are right now so that we have that before we make any decision on those four FTEs.

Representative Klein: I'm looking at \$265,000.00 for repair of your 41 state National Guard facilities. Recognizing that most of those are fairly new and in decent shape what would your response be to transferring \$60,000 one time out of that to help the city armories?

David Sprynczynatyk: If you look at the handout that I provided to you when we met last that explained each of the additional items.

Chairman Thoreson: Committee members, there was a letter that said "Joint Force Headquarters" at the top with the Great Seal.

David Sprynczynatyk: Item 4 of that list on the first page was a total of \$650,381 for maintenance and repair of state facilities and \$385,000 of that was one time funding. It goes on to say we are requesting an additional \$265,000 for ongoing maintenance and repair costs. I would ask for consideration to be given to transfer that same \$65,000 out of that \$385,000 of one time funding because the \$265,000 we need for that base level of funding for the future for maintenance. We talked about making an adjustment if that adjustment can be made from the \$385,000 of one time funding for the replacement of inefficient energy systems and so on as it describes there. That would better from an operational standpoint.

Representative Klein: I think we're very concerned that many of the city owned armories that we need to do something. I'm talking about a onetime thing to get that going.

Chairman Thoreson: So if we would take it out of the extraordinary repairs and use it for this purpose instead.

Representative Brandenburg: Made a motion to take \$60,000 from the extraordinary repairs of \$385,000 and split it between all 18 armories which would be \$3,333.00.

Representative Klein: I think the Adjutant General has some flexibility too. He knows the condition of most of those and he has some flexibility to apportion that as you had previously.

David Sprynczynatyk: I think what we did previously is we were provided an additional \$120,000 and we allocated \$50,000 of it towards a rent increase and at the time that amounted to about 15% and then we took the balance of \$70,000 and made it available for projects on a cost share basis. The intent of this discussion is to help them all out because we haven't kept up with rent so my suggestion is that we have 18 armories and right now there are three rates between the 18 and if the committee were to provide the \$60,000 I would suggest we allocate it on the same proportion as the rent payment is made now.

Representative Brandenburg: It's on square footage. You have to make it work so that it balances out otherwise you're going to have problems down the road. This gives them a little bit of money for the fuel costs and heating in trying to fill that gap.

Representative Glassheim: I think was thinking about an across the board percentage increase. 10% would give you \$19,000 more so 30% would give you about \$57,000. That's per year.

Representative Brandenburg: It's somewhere between 15% or 17% and that will change proportionately between each one.

Representative Klein: Seconded the motion.

Chairman Thoreson: It would be \$60,000 total from that extraordinary repairs line and then it would be distributed proportionately.

A voice vote was made and carried.

Representative Klein: I have one other area. When I look at the bill in section 4; there's concern in that section and looking on to section 9 which ties in with it and gives it the emergency clause.

Chairman Thoreson: Section 9 says that section 4 of the bill is declared to be an emergency so those two are tied together. It's in the engrossed bill.

Representative Klein: There's some concern on that fund and its emergency clause and I would just like to have the general respond as to how it works and why he wants it that way.

David Sprynczynatyk: The purpose of section 4 is to allow us to continue the disaster relief fund that was established in the last legislative session. Section 4 now is a little different and it appropriates any remaining funds that are in the disaster relief fund and it also changes the procedure slightly. Last session the procedure was laid out so that we would have to go to both the emergency commission and to get the authority to provide funds for disaster and also go to the budget section. We found we were able to get the emergency commission together rather quickly and they would approve the increase in funding levels and the use of the disaster relief fund but we couldn't use the disaster relief fund until we went to the budget section. In the meantime we would go to the Bank of North Dakota and borrow money and then come back later to the budget section. This eliminates that one step of going to the budget section. It still requires that the commission to approve it. The intent was to provide for this and not knowing what would happen this spring at the same time having an emergency clause so that it would be in effect now.

Chairman Thoreson: This was the money that goes to Lutheran Disaster Relief?

David Sprynczynatyk: No. Last session there was a disaster relief fund created. It included a total of \$43 million. The funds were provided for emergency snow grant removal program. Also funds were provided to allow us to match the federal money and to address disasters in the state and not have to come back and ask for a deficiency appropriation in the next legislative session. It has worked very well. Of the \$43 million we anticipate at the end of the biennium that there will be an unencumbered balance of about \$12.5 million. There's a bill that affects all this, SB 2369, which we heard a few weeks ago and I think it will be discussed tomorrow.

Representative Klein: I can understand where you're at with this; this becomes a slush fund. But I understand this started with Representative Berg's bill to send some money over for disasters instead of you going to the bank and then you come back and pay interest. I like the idea; it's a good idea. We don't want to tie your hands with it but is there some kind of method with it?

David Sprynczynatyk: I think part of your concern can be addressed by the century code 37-17.1-27 that provides the authority for disaster relief fund. It talks about how the adjutant general can use the money in the disaster relief fund to support declared disasters to include matching federal funds for presidential disaster declarations.

Representative Klein: So if it is 75/25 you can do the state match.

David Sprynczynatyk: We would still have to go to the emergency commission. When a disaster occurs, we have to go to the emergency commission to get the authority to increase our budget, both the federal and state authority. When we go to the emergency commission we outline for them where the money would come from based on the current estimates and the disaster relief fund is the source of funds for the state. Section 37-17 is what provides the authority and the ability and the requirements for us to operate.

Representative Kroeber: We still control the amount of dollars that are in the fund. We will put in x amount of dollars in the fund with the idea that most of it would be used.

David Sprynczynatyk: That is correct. Our best estimate is that in the absence of any additional money appropriated by the legislature the unencumbered balance at the end of June will be \$12.5 million. There are some projects that we know of from the 2009 flood event that will not be completed by the end of June and our intent is to be able to continue to use this fund.

Representative Klein: Thank you, General. You've convinced me and I think I understand the procedure.

Chairman Thoreson: Closed the discussion.

2011 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Government Operations Division

Medora Room, State Capitol

SB 2016

March 30, 2011

Job #16184

☐ Conference Committee

Committee Clerk Signature

Mary Brucker

Explanation or reason for introduction of bill/resolution:

A Bill for an Act to provide an appropriation for defraying the expenses of the office of the adjutant David Sprynczynatyk; to provide appropriations; to provide for transfers; to provide exemptions; to amend and reenact section 37-17.3-08 of the North Dakota Century Code, relating to state radio fees; and to declare an emergency.

Minutes:

No attachments.

Chairman Thoreson: Opened hearing on SB 2016. Yesterday we requested some additional information about FTEs and some other information.

David Sprynczynatyk, Adjutant General: Last week the question was asked what the remaining costs were for making the transition from analogue to digital radios across the state. We were able to update a survey of all the various political subdivisions; counties, Indian reservations, and so on and the good news is that it's less than what we had expected based on the survey from a year ago or so. Right now there appears to be about \$11 million shortfall, \$10.9 million shortfall in the jurisdictions across the state. Our best estimate is about \$1 million within the various state agencies that have radios. Now it would appear that the overall shortfall is about \$12 million. We will continue to provide homeland security grant funding as it's available for this particular purpose. Hopefully we can continue to whittle that away to make that transition very efficiently and very smoothly.

Chairman Thoreson: You said that was less than you estimated, is that correct?

David Sprynczynatyk: Yes. Front our previous survey that was done a year or more ago we knew it was in excess of \$20 million and as we have provided funds to these various political subdivisions from homeland security grant money they made the decision in many instances to purchase the radios which is the right thing to do. This is the most accurate and current information in terms of what is remaining and the costs are at the local level.

Representative Klein: This includes all of the county sheriffs, fire departments, your agency, and when you say on hand those are already updated to digital?

David Sprynczynatyk: Yes. One thing this particular spreadsheet does not include are state agencies and that's about another \$1 million total. DOT and the Public Service Commission use what we have and others too. In some instances we would be able to provide funds to those other agencies and they use that to acquire radios. The total is less than what we had thought based on the previous information. We are very pleased with the progress that's been made by those counties and the various jurisdictions within the counties and the Indian reservations as well.

Chairman Thoreson: I know, for example, in the Fargo area there is some kind of auxiliary organization that help out in various emergencies and other types of things. Do they have to go to a digital type communication or upgrade any of their equipment?

David Sprynczynatyk: I'm going to refer that question to Mike.

Chairman Thoreson: I'm not sure how they work with official agencies if they have to have certain ways of communicating with them or not.

Mike Link, Director of State Radio: If they are on the Public Safety Communications realms within a frequency is defined by narrow banding. They'll at least have to have a narrow banded frequency. The state is going to digital frequency so they will have to upgrade to the P25 radios.

Chairman Thoreson: These are not government funded agencies that I am aware so do they qualify for any kind of grant or financial support to upgrade that type of equipment?

Greg Wills, Homeland Security Director: If you are a 501 (3)(c) and you are an organization such like the Red Cross certain agencies like that are eligible for grant funds. If they are outside of the grant guide rules we do not provide them funding to buy radios. We do provide radio caches at certain places throughout the state that when those folks are mobilized they would be able to access those.

David Sprynczynatyk: You asked how the current budget compares with what is being requested for the four FTEs. As you can see in our current budget which is all federal funds is \$489,000 for those four temporary employees. The executive budget includes a total of \$630,000 of which \$473,000 would be federal with the 75/25 split and \$157,000 would be state funding. There would be slightly less federal money applied toward the four FTEs but the balance which is primarily for the benefits package associated with FTEs is being requested to be made up from the state funds.

Chairman Thoreson: These four temporary don't have benefits, is that correct?

David Sprynczynatyk: That's correct. In the current policy temporary employees are just paid a straight salary without any leave, insurance, or any of those benefits.

Chairman Thoreson: If there was any discussion about leaving them temporary but funding them they still wouldn't qualify for any benefits?

David Sprynczynatyk: That's correct.

Representative Brandenburg: I move a DO PASS AS AMENDED.

Representative Klein: Seconded.

A roll call vote was taken: YES 6 NO 0 ABSENT 1
MOTION CARRIED.

Representative Klein will carry SB 2016.

2011 HOUSE STANDING COMMITTEE MINUTES

House Appropriations Committee Roughrider Room, State Capitol

SB 2016
4/5/11
16345

☐ Conference Committee

Committee Clerk Signature

Julia George

Explanation or reason for introduction of bill/resolution:

A BILL for an Act to provide an appropriation for defraying the expenses of the office of the adjutant general; to provide appropriations; to provide for transfers; to provide exemptions; to amend and reenact section 37-17.3-08 of the North Dakota Century Code, relating to state radio fees; and to declare an emergency.

Minutes:

Chairman Delzer: opened hearing on SB 2016

Representative Klein: I would move amendment .02002

Representative Thoreson: Second

Representative Klein explained amendment .02002

Vote voice carried to adopt amendment .02002

Chairman Delzer: .02003 deals with section 4 and removes that section. We also dealt with that section in SB 2369 yesterday. We don't need to take that one up. Amendment .02006 deals with the same issue. When you look at the 2nd pg that came out with the amendment, it lists the disaster fund from what we put in there last time to what's carried over and left. If you look at the explanation sheet there, 2011 assembly appropriation 2016 section 1, it's \$8.242M that is in the bill as it sits. There is roughly \$3.5M in that fund that there's no appropriation authority for, for the adjutant general to use because it's based on legislative appropriation. Amendment .02006 replaces section 4 of the bill to make it so we appropriate that \$3.5M the same way we appropriated everything else in 2369. This gives the adjutant general the authority to use that money as we set up in 2369.

Representative Skarphol: I move to adopt amendment .02006

Representative Klein: Second.

Representative Skarphol: Does this add to the \$9M?

Chairman Delzer: it does not add to the \$9M (of snow money). It allows usage of money that's leftover, along with the \$22M. The \$9M of snow money is also appropriated in 2369, but that is capped at \$9M

Representative Skarphol: where does the \$3.5M go?

Chairman Delzer: it would be used if there's a disaster that is needed to be used to be matched the federal cost for FEMA declared disaster. If it isn't used, it will sit in the fund and not be used and next time they will have to ask for appropriation authority again.

Representative Skarphol: So this will remain in the state disaster relief fund?

Chairman Delzer: Yes.

Representative Skarphol: are we appropriating anything out of that fund this session and for what purpose?

Chairman Delzer: It's the stuff in the middle here you can see (18 temp employees, the operating expenses of 1447, the \$2,000,500 in grants and the \$3,369,000 for 09 flood) – these are all related to the 09 flood disaster.

Representative Skarphol: Who has the authority to expend the \$3.5M, if anyone? Can it be expended for any disaster relief purpose or for only FEMA proved?

Chairman Delzer: Only FEMA approved. In 2369 we made it so it was only presidentially declared to match the FEMA costs and it has to come through the emergency commission in the budget section. Further discussion?

Voice vote carried thus amendment .02006 adopted

Chairman Delzer: we also had a discussion about there being times when FEMA has given a verbal approval of doing a project, come back later. It denied that project and amendment .02005 would say before there was work commenced in the contract, they had to have written approval from FEMA.

Representative Thoreson: I move amendment .02005

Representative Wieland: Second

Representative Nelson: I understand the reason for this, but what is the delay that could result? Could it slow a construction project down for a season?

Chairman Delzer: I can't totally answer that. You would expect no because the person out there giving the verbal agreement should be able to give it written approval. You are welcomed to check with Adjutant General. This will likely go to conference. If there is a problem with that, we can try to adjust it. We should have written approval so we don't end up with a contractor being stuck with no way to be paid.

Representative Nelson: I will check with the adjutant general to see what the time period is. I'm not sure those field representatives from FEMA have the authority to make that call. I'll check on that too.

Representative Hawken: When you say written, is an e-mail sufficient or are you talking about a contract?

Chairman Delzer: I would say anything from FEMA that says you can go ahead that is on paper that they can take and use and any kind of discussion about whether something is approved or not.

Voice vote carries thus amendment .02005 adopted

Chairman Delzer: Any further amendments to come forward?

Representative Skarphol: Some people might misinterpret that written means it has to be mailed snail mail and this could delay projects. Perhaps we can look at adding language such as 'verifiable written approval.'

Chairman Delzer: I have no problems with that.

Representative Skarphol: Maybe they could just try to make sure it gets addressed in conference committee.

Representative Thoreson: Perhaps we could add language saying 'whether written or via electronic communication' so that it's clearly spelled out. Conference committee can vote on that.

Chairman Delzer: Further discussion?

Representative Klein: I move Do Pass as Amended on SB 2016 with amendments .2002, .02006, and .02005.

Representative Brandenburg: Second.

Chairman Delzer: Discussion?

Representative Skarphol: Did the committee discuss the cost of towers? What do they get for \$1.5M?

Representative Klein: We discussed that at length. They've been working with the state radio system and private individuals to see if they could cooperate and get more coverage. The cost of the one tower they put up was quite considerable, like \$1M.

Chairman Delzer: They are suppose to try and find partnerships?

Representative Klein: That is part of the language in the amendment.

Representative Thoreson: The adjutant general did indicate that, that is what their intent is. We decided to add language simply to clarify that. There was also a handout we received showing possible sites for those and those would be in partnership with the private sector or with other state agencies which may have towers in that area.

Chairman Delzer: Further questions or discussion?

Representative Dosch: It seems two sessions ago, the tower coverage was 89% of the state, and the incremental cost of covering the state 100% was quite high. At what point do we say, we have good coverage and where the additional dollars don't justify what we are doing. After 9/11, the state received millions of dollars from Homeland Security for updating of our equipment, like walkie-talkies, and every session since, we continue to add millions of dollars worth of equipment. How much more do they anticipate continuing spending?

Representative Klein: One of the problems as things moved along is changing technology, especially from analog to digital. Technology changes so fast that a lot of their communications systems have to be changed. It's a continuing cost like ITD costs.

Representative Dosch: Did they indicate the coverage the state now has?

Representative Klein: Yes. We have fairly good coverage, but there are still some areas where it is marginal or not available.

Representative Thoreson: I have a map I could pass around that indicates the existing places where there is a lack of coverage or coverage needs to be improved and that is where they are looking at targeting. We did ask questions also, since some of these areas fall along state borders, if there was any way of partnering with other states, however that was most likely not available, but it does allow us to partner with other towers there. This is what is left to complete the coverage throughout the state.

Chairman Delzer: In the west central portion of that map, a good share of that land is federal wildlife land. Is there a problem with putting a tower on it?

Representative Thoreson: There are towers there and this would be just to extend coverage from existing structures. It's not to build new towers in that area.

Representative Bellew: Did you discuss section 8 of the bill, the amendment that the Senate put on that raises the fees?

Representative Klein: We did, at length. They changed their system, and ITD costs along with it. When the sheriff depts called in, the FEMA amount changed along with that system. That was part of the total upgrade.

Chairman Delzer: Didn't we have a bill on that on the floor, besides this?

Vice Chairman Kempenich: Yes, but that was the county fees. The counties had to raise their fees \$.50 to cover this cost here.

Chairman Delzer: further discussion?

Roll call vote called on **Do Pass as Amended for SB 2016**, resulting in 18 yes, 2 no, 1 absent, thus **motion carried**. **Representative Klein** assigned as the carrier of the bill. Hearing closed.

March 30, 2011

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 4, after the semicolon insert "to provide legislative intent;"

Page 1, replace lines 17 and 18 with:

"Capital assets	223,670	331,082	554,752
Grants	449,514	60,000	509,514"

Page 2, replace lines 13 and 14 with:

"Radio communications	<u>0</u>	<u>3,735,000</u>	<u>3,735,000</u>
Total all funds	\$58,379,929	\$93,418,963	\$151,798,892"

Page 2, replace line 16 with:

"Total general fund	\$5,829,060	\$7,087,356	\$12,916,416"
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Page 2, replace line 21 with:

"Grand total general fund	\$21,789,867	\$7,563,688	\$29,353,555"
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Page 2, replace line 23 with:

"Grand total all funds	\$141,677,968	\$92,279,965	\$233,957,933"
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Page 3, replace line 11 with:

"State radio tower package	0	1,500,000"
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Page 3, replace lines 14 and 15 with:

"Armory grants	0	60,000
Extraordinary repairs	<u>0</u>	<u>325,381</u>

Total all funds	\$135,719,117	\$5,818,428"
-----------------	---------------	--------------

Page 3, replace line 17 with:

"Total general fund \$18,935,347 \$5,318,428"

Page 5, after line 29, insert:

"SECTION 9. LEGISLATIVE INTENT - STATE RADIO TOWER PACKAGE. It is the intent of the sixty-second legislative assembly that the adjutant general work with other public agencies and private sector entities to maximize the number of state radio tower enhancements or additions that may be implemented within the funding appropriated in subdivision 2 of section 1 of this Act, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of House Action

	Executive Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$82,159,041	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	65,721,902	0	65,721,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services				
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416
Bill total				
Total all funds	\$233,863,503	\$234,457,933	(\$500,000)	\$233,957,933
Less estimated income	204,204,378	204,604,378	0	204,604,378
General fund	\$29,659,125	\$29,853,555	(\$500,000)	\$29,353,555

Senate Bill No. 2016 - Adjutant General - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$5,153,886	\$5,153,886		\$5,153,886
Operating expenses	4,062,891	4,062,891		4,062,891
Capital assets	614,752	614,752	(60,000)	554,752
Grants	449,514	449,514	60,000	509,514
Civil Air Patrol	243,353	243,353		243,353
Tuition, recruiting, and retention	2,407,500	2,407,500		2,407,500
Air Guard contract	10,989,323	10,989,323		10,989,323
Army Guard contract	56,110,757	56,110,757		56,110,757
Reintegration program	1,550,149	1,550,149		1,550,149
Veterans' Cemetery	576,916	576,916		576,916
Total all funds	\$82,159,041	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	65,721,902	0	65,721,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
FTE	179.00	179.00	0.00	179.00

Department No. 540 - Adjutant General - Detail of House Changes

	Reduces Capital Assets for Extraordinary Repairs ¹	Adds Funding for Grants to Armories ²	Total House Changes
Salaries and wages			
Operating expenses			
Capital assets	(60,000)		(60,000)
Grants		60,000	60,000
Civil Air Patrol			
Tuition, recruiting, and retention			
Air Guard contract			
Army Guard contract			
Reintegration program			
Veterans' Cemetery			
Total all funds	(\$60,000)	\$60,000	\$0
Less estimated income	0	0	0
General fund	(\$60,000) 0.00	\$60,000 0.00	\$0 0.00

¹ Funding provided for one-time extraordinary repairs is reduced by \$60,000, from \$385,381 to \$325,381.

² Funding is added for grants to the 18 municipal-owned armories to be distributed proportionately based on rental rates.

Senate Bill No. 2016 - Department of Emergency Services - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$11,363,744	\$11,363,744		\$11,363,744
Operating expenses	9,335,592	9,930,022		9,930,022
Capital assets	2,327,347	2,427,347		2,427,347
Grants	71,419,771	71,419,771		71,419,771
2009 flood disaster	52,923,008	52,923,008		52,923,008
Radio communications	4,335,000	4,235,000	(500,000)	3,735,000
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416
FTE	63.00	63.00	0.00	63.00

Department No. 542 - Department of Emergency Services - Detail of House Changes

	Reduces Funding for State Radio Tower Enhancements ¹	Total House Changes
Salaries and wages		
Operating expenses		
Capital assets		
Grants		
2009 flood disaster		
Radio communications	(500,000)	(500,000)
Total all funds	(\$500,000)	(\$500,000)
Less estimated income	0	0
General fund	(\$500,000)	(\$500,000)
FTE	0.00	0.00

¹ One-time funding provided for State Radio tower enhancements is reduced by \$500,000, from \$2 million to \$1.5 million.

A section of legislative intent is added to provide that the Adjutant General work with public and private sector entities to maximize the number of State Radio tower enhancements or additions that may be implemented within the funding provided.

Date: 4/5
Roll Call Vote #: 1

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2016

House Appropriations Committee

Legislative Council Amendment Number .02002

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment
☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Klein Seconded By Rep. Thoreson

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer			Representative Nelson		
Vice Chairman Kempenich			Representative Wieland		
Representative Pollert					
Representative Skarphol					
Representative Thoreson			Representative Glassheim		
Representative Bellew			Representative Kaldor		
Representative Brandenburg			Representative Kroeber		
Representative Dahl			Representative Metcalf		
Representative Dosch			Representative Williams		
Representative Hawken					
Representative Klein					
Representative Kreidt					
Representative Martinson					
Representative Monson					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

voice vote carries

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 3, line 30, replace ", subject to emergency commission approval, any additional funds" with "out of any moneys"

Page 4, line 1, replace "as determined necessary by" with "not otherwise appropriated, the sum of \$3,500,000, or so much of the sum as may be necessary, to"

Page 4, after line 1 after "for" insert "the purpose of providing the required state share of funding to match federal funds for"

Page 4, line 2, replace "of" with "associated with presidential-declared"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment changes Section 4 to limit the Adjutant General's additional spending authority from the state disaster relief fund to \$3.5 million.

ADJUTANT GENERAL EXPENDITURE AUTHORITY FROM THE STATE DISASTER RELIEF FUND

Expenditure Authority From the State Disaster Relief Fund 2011-13 Biennium	
Appropriation approved by the 2009 Legislative Assembly	\$43,000,000
Interest	525,512
Estimated expenditures relating to the 2009 Legislative Assembly appropriation authority	(22,844,442)
Estimated remaining unobligated balance	\$20,681,070
2011 Legislative Assembly appropriation authority - SB 2016, Section 1	
Salaries and wages - Approximately 18 temporary employees working on these disasters	(\$525,776)
Operating expenses, including monitoring teams' travel costs as well as site inspection costs	(1,447,270)
Grants	(2,500,000)
2009 flood disaster	(3,369,258)
Disaster response coordination contract	(400,000)
Subtotal	(\$8,242,304)
Section 4	
Remaining estimated funding	(\$3,438,766)
SB 2369, Section 2	
Emergency snow removal grants	(\$9,000,000) ¹
Estimated remaining balance	\$0

¹The emergency snow removal grant is to be considered one-time funding and any unspent funds are not available for future snow removal assistance, but may be used only for the state share of funding required to match federal funds for expenses associated with presidential-declared disasters in the state.

Date: 4/5
Roll Call Vote #: 2

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2016

House Appropriations Committee

Legislative Council Amendment Number 02006

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment
☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Skarphol Seconded By Rep. Klein

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer			Representative Nelson		
Vice Chairman Kempenich			Representative Wieland		
Representative Pollert					
Representative Skarphol					
Representative Thoreson			Representative Glassheim		
Representative Bellew			Representative Kaldor		
Representative Brandenburg			Representative Kroeber		
Representative Dahl			Representative Metcalf		
Representative Dosch			Representative Williams		
Representative Hawken					
Representative Klein					
Representative Kreidt					
Representative Martinson					
Representative Monson					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

voice vote carries

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 2, after the fourth semicolon insert "to create and enact a new section to chapter 37-17.1 of the North Dakota Century Code, relating to written confirmation of federal disaster funding;"

Page 4, after line 19, insert:

"**SECTION 8.** A new section to chapter 37-17.1 of the North Dakota Century Code is created and enacted as follows:

Written confirmation of federal disaster funding required.

If the expected source of funding or reimbursement for a construction or repair project is from or through the approval of the federal emergency management agency, a political subdivision shall request and receive written approval from the federal emergency management agency before contracting for the construction or repair."

Renumber accordingly

Date: 4/5
Roll Call Vote #: 3

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2016

House Appropriations Committee

Legislative Council Amendment Number .02005

Action Taken: ☐ Do Pass ☐ Do Not Pass ☐ Amended ☒ Adopt Amendment
☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Thoreson Seconded By Rep. Wieland

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer			Representative Nelson		
Vice Chairman Kempenich			Representative Wieland		
Representative Pollert					
Representative Skarphol					
Representative Thoreson			Representative Glassheim		
Representative Bellew			Representative Kaldor		
Representative Brandenburg			Representative Kroeber		
Representative Dahl			Representative Metcalf		
Representative Dosch			Representative Williams		
Representative Hawken					
Representative Klein					
Representative Kreidt					
Representative Martinson					
Representative Monson					

Total (Yes) _____ No _____

Absent _____

Floor Assignment _____

If the vote is on an amendment, briefly indicate intent:

voice vote carries

VR
4/7/11
104

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 2, after the fourth semicolon insert "to create and enact a new section to chapter 37-17.1 of the North Dakota Century Code, relating to written confirmation of federal disaster funding;"

Page 1, line 4, after the semicolon insert "to provide legislative intent;"

Page 1, replace lines 17 and 18 with:

"Capital assets	223,670	331,082	554,752
Grants	449,514	60,000	509,514"

Page 2, replace lines 13 and 14 with:

"Radio communications	<u>0</u>	<u>3,735,000</u>	<u>3,735,000</u>
Total all funds	\$58,379,929	\$93,418,963	\$151,798,892"

Page 2, replace line 16 with:

"Total general fund	\$5,829,060	\$7,087,356	\$12,916,416"
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Page 2, replace line 21 with:

"Grand total general fund	\$21,789,867	\$7,563,688	\$29,353,555"
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Page 2, replace line 23 with:

"Grand total all funds	\$141,677,968	\$92,279,965	\$233,957,933"
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Page 3, replace line 11 with:

"State radio tower package	0	1,500,000"
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Page 3, replace lines 14 and 15 with:

"Armory grants	0	60,000
Extraordinary repairs	<u>0</u>	<u>325,381</u>
Total all funds	\$135,719,117	\$5,818,428"

Page 3, replace line 17 with:

"Total general fund	\$18,935,347	\$5,318,428"
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Page 3, line 30, replace ", subject to emergency commission approval, any additional funds" with "out of any moneys"

Page 4, line 1, replace "as determined necessary by" with "not otherwise appropriated, the sum of \$3,500,000, or so much of the sum as may be necessary, to"

Page 4, line 1, after "for" insert "the purpose of providing the required state share of funding to match federal funds for"

Page 4, line 2, replace "of" with "associated with presidential-declared"

Page 4, after line 19, insert:

"SECTION 8. A new section to chapter 37-17.1 of the North Dakota Century Code is created and enacted as follows:

Written confirmation of federal disaster funding required.

If the expected source of funding or reimbursement for a construction or repair project is from or through the approval of the federal emergency management agency, a political subdivision shall request and receive written approval from the federal emergency management agency before contracting for the construction or repair."

Page 5, after line 29, insert:

"SECTION 10. LEGISLATIVE INTENT - STATE RADIO TOWER PACKAGE. It is the intent of the sixty-second legislative assembly that the adjutant general work with other public agencies and private sector entities to maximize the number of state radio tower enhancements or additions that may be implemented within the funding appropriated in subdivision 2 of section 1 of this Act, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of House Action

	Executive Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$82,159,041	\$82,159,041	\$3,500,000	\$85,659,041
Less estimated income	65,721,902	65,721,902	3,500,000	69,221,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services				
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416
Bill total				
Total all funds	\$233,863,503	\$234,457,933	\$3,000,000	\$237,457,933
Less estimated income	204,204,378	204,604,378	3,500,000	208,104,378
General fund	\$29,659,125	\$29,853,555	(\$500,000)	\$29,353,555

Senate Bill No. 2016 - Adjutant General - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$5,153,886	\$5,153,886		\$5,153,886
Operating expenses	4,062,891	4,062,891		4,062,891
Capital assets	614,752	614,752	(60,000)	554,752
Grants	449,514	449,514	60,000	509,514
Civil Air Patrol	243,353	243,353		243,353
Tuition, recruiting, and retention	2,407,500	2,407,500		2,407,500
Air Guard contract	10,989,323	10,989,323		10,989,323
Army Guard contract	56,110,757	56,110,757		56,110,757
Reintegration program	1,550,149	1,550,149		1,550,149

304

Veterans' Cemetery	576,916	576,916		576,916
Additional state disaster matching			3,500,000	3,500,000
Total all funds	\$82,159,041	\$82,159,041	\$3,500,000	\$85,659,041
Less estimated income	65,721,902	65,721,902	3,500,000	69,221,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
FTE	179.00	179.00	0.00	179.00

Department No. 540 - Adjutant General - Detail of House Changes

	Reduces Capital Assets for Extraordinary Repairs ¹	Adds Funding for Grants to Armories ²	Adds State Disaster Relief Fund Spending Authority ³	Total House Changes
Salaries and wages				
Operating expenses				
Capital assets	(60,000)			(60,000)
Grants		60,000		60,000
Civil Air Patrol				
Tuition, recruiting, and retention				
Air Guard contract				
Army Guard contract				
Reintegration program				
Veterans' Cemetery				
Additional state disaster matching			3,500,000	3,500,000
Total all funds	(\$60,000)	\$60,000	\$3,500,000	\$3,500,000
Less estimated income	0	0	3,500,000	3,500,000
General fund	(\$60,000)	\$60,000	\$0	\$0
FTE	0.00	0.00	0.00	0.00

¹ Funding provided for one-time extraordinary repairs is reduced by \$60,000, from \$385,381 to \$325,381.

² Funding is added for grants to the 18 municipal-owned armories to be distributed proportionately based on rental rates.

³ The amendment changes Section 4 to limit the Adjutant General's additional spending authority from the state disaster relief fund to \$3.5 million to match federal disaster funds.

The amendment creates a new section to Chapter 37-17.1 requiring written confirmation of federal disaster funding prior to a political subdivision contracting for the construction or repair projects.

Senate Bill No. 2016 - Department of Emergency Services - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$11,363,744	\$11,363,744		\$11,363,744
Operating expenses	9,335,592	9,930,022		9,930,022
Capital assets	2,327,347	2,427,347		2,427,347
Grants	71,419,771	71,419,771		71,419,771
2009 flood disaster	52,923,008	52,923,008		52,923,008
Radio communications	4,335,000	4,235,000	(500,000)	3,735,000
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476

4 of 4

General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416
FTE	63.00	63.00	0.00	63.00

Department No. 542 - Department of Emergency Services - Detail of House Changes

	Reduces Funding for State Radio Tower Enhancements ¹	Total House Changes
Salaries and wages		
Operating expenses		
Capital assets		
Grants		
2009 flood disaster		
Radio communications	(500,000)	(500,000)
Total all funds	(\$500,000)	(\$500,000)
Less estimated income	0	0
General fund	(\$500,000)	(\$500,000)
FTE	0.00	0.00

¹ One-time funding provided for State Radio tower enhancements is reduced by \$500,000, from \$2 million to \$1.5 million.

A section of legislative intent is added to provide that the Adjutant General work with public and private sector entities to maximize the number of State Radio tower enhancements or additions that may be implemented within the funding provided.

Date: 4/5
Roll Call Vote #: 4

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2016

House Appropriations Committee

Legislative Council Amendment Number _____

Action Taken: ☒ Do Pass ☐ Do Not Pass ☒ Amended ☐ Adopt Amendment
☐ Rerefer to Appropriations ☐ Reconsider

Motion Made By Rep. Klein Seconded By Rep. Brandenburg

Representatives	Yes	No	Representatives	Yes	No
Chairman Delzer	X		Representative Nelson	X	
Vice Chairman Kempenich	X		Representative Wieland	X	
Representative Pollert	X				
Representative Skarphol	X				
Representative Thoreson	X		Representative Glassheim	X	
Representative Bellew		X	Representative Kaldor	X	
Representative Brandenburg	X		Representative Kroeber	X	
Representative Dahl			Representative Metcalf	X	
Representative Dosch		X	Representative Williams	X	
Representative Hawken	X				
Representative Klein	X				
Representative Kreidt	X				
Representative Martinson	X				
Representative Monson	X				

Total (Yes) 18 No 2

Absent 1

Floor Assignment Rep. Klein

If the vote is on an amendment, briefly indicate intent:

REPORT OF STANDING COMMITTEE

SB 2016, as engrossed: Appropriations Committee (Rep. Delzer, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends **DO PASS** (18 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). Engrossed SB 2016 was placed on the Sixth order on the calendar.

Page 1, line 2, after the fourth semicolon insert "to create and enact a new section to chapter 37-17.1 of the North Dakota Century Code, relating to written confirmation of federal disaster funding;"

Page 1, line 4, after the semicolon insert "to provide legislative intent;"

Page 1, replace lines 17 and 18 with:

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Total all funds	\$58,379,929	\$93,418,963	\$151,798,892"

Page 2, replace line 16 with:

"Total general fund	\$5,829,060	\$7,087,356	\$12,916,416"
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Page 2, replace line 21 with:

"Grand total general fund	\$21,789,867	\$7,563,688	\$29,353,555"
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Page 2, replace line 23 with:

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Page 3, replace line 11 with:

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Page 3, replace lines 14 and 15 with:

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Total all funds	\$135,719,117	\$5,818,428"

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Page 3, line 30, replace ", subject to emergency commission approval, any additional funds" with "out of any moneys"

Page 4, line 1, replace "as determined necessary by" with "not otherwise appropriated, the sum of \$3,500,000, or so much of the sum as may be necessary, to"

Page 4, line 1, after "for" insert "the purpose of providing the required state share of funding to match federal funds for"

Page 4, line 2, replace "of" with "associated with presidential-declared"

Page 4, after line 19, insert:

"SECTION 8. A new section to chapter 37-17.1 of the North Dakota Century Code is created and enacted as follows:

Written confirmation of federal disaster funding required.

If the expected source of funding or reimbursement for a construction or repair project is from or through the approval of the federal emergency management agency, a political subdivision shall request and receive written approval from the federal emergency management agency before contracting for the construction or repair."

Page 5, after line 29, insert:

"SECTION 10. LEGISLATIVE INTENT - STATE RADIO TOWER PACKAGE.

It is the intent of the sixty-second legislative assembly that the adjutant general work with other public agencies and private sector entities to maximize the number of state radio tower enhancements or additions that may be implemented within the funding appropriated in subdivision 2 of section 1 of this Act, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of House Action

	Executive Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$82,159,041	\$82,159,041	\$3,500,000	\$85,659,041
Less estimated income	65,721,902	65,721,902	3,500,000	69,221,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services				
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416
Bill total				
Total all funds	\$233,863,503	\$234,457,933	\$3,000,000	\$237,457,933
Less estimated income	204,204,378	204,604,378	3,500,000	208,104,378
General fund	\$29,659,125	\$29,853,555	(\$500,000)	\$29,353,555

Senate Bill No. 2016 - Adjutant General - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$5,153,886	\$5,153,886		\$5,153,886
Operating expenses	4,062,891	4,062,891		4,062,891
Capital assets	614,752	614,752	(60,000)	554,752
Grants	449,514	449,514	60,000	509,514
Civil Air Patrol	243,353	243,353		243,353
Tuition, recruiting, and retention	2,407,500	2,407,500		2,407,500
Air Guard contract	10,989,323	10,989,323		10,989,323
Army Guard contract	56,110,757	56,110,757		56,110,757
Reintegration program	1,550,149	1,550,149		1,550,149
Veterans' Cemetery	576,916	576,916		576,916
Additional state disaster matching			3,500,000	3,500,000
Total all funds	\$82,159,041	\$82,159,041	\$3,500,000	\$85,659,041
Less estimated income	65,721,902	65,721,902	3,500,000	69,221,902
	\$16,437,139	\$16,437,139	\$0	\$16,437,139

General fund				
FTE	179.00	179.00	0.00	179.00

Department No. 540 - Adjutant General - Detail of House Changes

	Reduces Capital Assets for Extraordinary Repairs ¹	Adds Funding for Grants to Armories ²	Adds State Disaster Relief Fund Spending Authority ³	Total House Changes
Salaries and wages				
Operating expenses				
Capital assets	(60,000)			(60,000)
Grants		60,000		60,000
Civil Air Patrol				
Tuition, recruiting, and retention				
Air Guard contract				
Army Guard contract				
Reintegration program				
Veterans' Cemetery				
Additional state disaster matching			3,500,000	3,500,000
Total all funds	(\$60,000)	\$60,000	\$3,500,000	\$3,500,000
Less estimated income	0	0	3,500,000	3,500,000
General fund	(\$60,000)	\$60,000	\$0	\$0
FTE	0.00	0.00	0.00	0.00

¹ Funding provided for one-time extraordinary repairs is reduced by \$60,000, from \$385,381 to \$325,381.

² Funding is added for grants to the 18 municipal-owned armories to be distributed proportionately based on rental rates.

³ The amendment changes Section 4 to limit the Adjutant General's additional spending authority from the state disaster relief fund to \$3.5 million to match federal disaster funds.

The amendment creates a new section to Chapter 37-17.1 requiring written confirmation of federal disaster funding prior to a political subdivision contracting for the construction or repair projects.

Senate Bill No. 2016 - Department of Emergency Services - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$11,363,744	\$11,363,744		\$11,363,744
Operating expenses	9,335,592	9,930,022		9,930,022
Capital assets	2,327,347	2,427,347		2,427,347
Grants	71,419,771	71,419,771		71,419,771
2009 flood disaster	52,923,008	52,923,008		52,923,008
Radio communications	4,335,000	4,235,000	(500,000)	3,735,000
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416
FTE	63.00	63.00	0.00	63.00

Department No. 542 - Department of Emergency Services - Detail of House Changes

	Reduces Funding for State Radio Tower Enhancements ¹	Total House Changes
Salaries and wages		
Operating expenses		
Capital assets		
Grants		
2009 flood disaster		
Radio communications	(500,000)	(500,000)
Total all funds	(\$500,000)	(\$500,000)
Less estimated income	0	0
General fund	(\$500,000)	(\$500,000)
FTE	0.00	0.00

¹ One-time funding provided for State Radio tower enhancements is reduced by \$500,000, from \$2 million to \$1.5 million.

A section of legislative intent is added to provide that the Adjutant General work with public and private sector entities to maximize the number of State Radio tower enhancements or additions that may be implemented within the funding provided.

2011 SENATE APPROPRIATIONS

CONFERENCE COMMITTEE

SB 2016

2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

SB 2016
04-15-2011
Job # 16638

☒ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A CONFERENCE COMMITTEE ON THE ADJUDANT GENERAL

Minutes:

Attachments #1-2

MEMBERS OF THE CONFERENCE COMMITTEE ARE:

SENATE: Senator Grindberg (Chair); Senator Holmberg, Senator Warner

HOUSE: Representative Klein, Representative Brandenburg, Representative Kroeber

OMB: Tammy R. Dolan; **LEGISLATIVE COUNCIL:** Sara Chamberlin

Chairman Grindberg called the conference committee to order at 10:00 a.m. The clerk will call the roll. All conferees are present.

Representative Klein: We will be looking at the proposed amendments 11.8158.02007 on page 3. (See Attachment #1) At the top of the page under Department No. 540 in the box it shows the detail of the changes the House made after they received it from the Senate. We removed \$60,000 from the extraordinary repairs. We moved that to provide funding for the 18 municipally owned armories to be distributed. We had several testimonies from armories that we hadn't raised rental rates and hadn't helped them and some of them are in pretty dire straits so we thought we'd help them out one time.

The next one is item 3 "The amendment changes Section 4 to limit the Adjutant General's additional spending authority from the state disaster relief fund to \$3.5M to match federal disaster funds."

The last change we made is on page 4. We reduced funding for the radio towers and put legislative intent in that the adjutant general work with both public and private sectors to maximize the number of tower enhancements he could do.

Senator Grindberg: The amendment requiring a new section in 37-17.1 on confirmation of federal disaster funding prior to a political subdivision contracting for construction or repair projects has received a fair amount of attention in my part of the state.

Representative Brandenburg: You are talking about Section 8, the written confirmation of federal disaster funding required. That actually was added in full committee. We are open for discussion on that section.

Representative Klein: At a previous time someone had made verbal confirmation that FEMA would cover, and it never happened. The state ended up funding it. This was to get written confirmation from FEMA.

Senator Grindberg: For our next meeting I would ask that of all the situations that have occurred, presidential disaster declarations over the last 4 or 5 years, I would like to know how many hoops factors we have had.

Representative Klein: I am not familiar with the incident but evidently there was someone in the field said yes FEMA will cover it and it never happened.

Senator Grindberg: My point is that we have had one incident in 10 years. Why are we trying to...

Representative Brandenburg: This issue came up and some have concerns. We are open for discussion.

Senator Grindberg: A couple of other items, we could have more discussion on the \$500,000 reduction intent with the private sector partnering in these towers. We passed out \$2M for towers, and we moved \$100,000 up to the technology grant line. If I understand correctly, you left that \$100,000 alone and then just reduced the \$2M to \$1.5M?

Representative Klein: I believe that is where we are at.

Representative Kroeber: On page 4 of the amendments, you will see asterisk #1 says "one-time funding provided for State Radio tower enhancements is reduced by \$500,000, from \$2M to \$1.5M."

Senator Holmberg: We had discussion when we were looking at the bill that the adjutant general already works with private and public sector entities to maximize what they do. Was this something they weren't doing or were not doing aggressively enough? My understanding was they already do this. That's the testimony we had.

Senator Grindberg: I would like the general to provide some comment on the private sector.

Major General David Sprynczynatyk, the Adjutant General and the Director of the Department of Emergency Services for the state of North Dakota: In regards to the towers, the original budget request was \$2.1M with the intent that we would partner with the private and the public sector. There are 12 gaps in the radio coverage in the state and a detailed study was completed last year and we identified towers some of which belonged to counties and some belonged to the private sector. The language reinforces the intent. When the House Appropriations committee discussed the reduction of \$500,000, we didn't see that as a great hindrance to our ability to move forward because we will do everything we can to utilize the funds to put into place as many towers to fill those gaps as possible. Our original intent was to

try to ensure we could do 6 this next biennium and 6 the subsequent biennium. If things go well we may still be able to do 6 within the \$1.5M. If we only do 4 or 5 then I would expect in our next budget request we would ask for the balance to finish filling those gaps. We did save over \$100,000 on the Wales tower. We did that because we worked closely with the Dept of Transportation. They were able to do some of the work for us. One of the things I would ask the committee to consider is inserting language that allows us to carry over that balance. That will just add to that \$1.5M which will help us to get closer to the 6 towers I mentioned originally.

Major General David Sprynczynatyk: Just 3 things, in section 4 of the engrossed bill 11.8158.03000, the first engrossment with House amendments (see Attachment #2) that does pose some challenges to us in terms of how we treat the disaster relief fund and using that money to only cost share for matching federal funds. We are in the process of preparing a flow chart that shows how it used to be, how it is now, and how it would be with the language that is in place. It does create a convoluted situation. Once we have that flow chart it would allow us to explain what we see as challenges. Secondly in Section 8 (bottom of page 4, line 26) the reference to written confirmation for federal disaster funding.... There have been 5 instances over the last 10 years or more out of more than 60,000 projects. I will provide that list to you for your next meeting. After Section 8 was added we discussed this with FEMA. The FEMA process is such that they will tell you in the field that a project is eligible. There will be an agreement between the state, the county, and the federal government for example that the project is eligible. But then if the county doesn't follow the rules, and it is mainly with environmental rules, when FEMA makes the final inspection they said they would not provide cost share. In some cases it is simple oversight on the part of the local contractor or the engineer or the inspector. In another instance they said they would cost share on a parking lot that was damaged 2 years ago and the damage was clearly done by flood fighting on the part of the city of Fargo. Afterward they said we need to have the agreement that was in place. It wasn't there so they pulled their funding. Lastly, I would like to ask the committee if they would consider adding language that allows us to access federal and special funds for the flood fight of 2011. Right now our current estimate is at \$30M. We are expecting if there is a presidential disaster declaration approximately \$22.5M of federal funds would flow through the agency. There are 2 ways for us to address that. One would be to have an amendment in SB 2016 that just increases our federal and special authority to allow us to receive those funds and pay them out. The other way is to go to the emergency commission and ask to be allowed to access those federal funds.

Senator Grindberg: Why isn't it in there already?

Major General David Sprynczynatyk: When this was prepared, we had no idea what the flood costs would be for 2011. We are now at a point where we have a reasonably accurate number to use to amend 2016 or to go to the emergency commission.

Senator Holmberg: It seems to me that if you have a pretty good estimate that we should put that in the bill so the entire legislature looks at it. Otherwise there is always a certain amount of grumbling when the emergency commission has to do these things.

Major General David Sprynczynatyk: We actually did the same thing in 2009.

Representative Brandenburg: Out of 60,000 different projects, 3 or 4 didn't get approved. That is a very low number, really. That is what you are referring to with Section 8. Does that tie your hands? How would that impact you?

Major General David Sprynczynatyk: It doesn't tie our hands so much as it ties the hands of the county, township or city that is trying to reconstruct or repair a project that was damaged by a disaster. What Section 8 says is that before they can proceed with a contractor they shall request and receive written approval from FEMA. If you talk to FEMA, FEMA says, "No way! To give you final approval before the work is done? Absolutely not!" So what that means is that if there is an expectation that there is going to be federal funds available the political subdivision won't be able to proceed with the project because they are not going to get the written approval that is required in Section 8. They could pay it out of their own pocket, but this would not allow them to access federal funds. We go out with FEMA, they prepare a damage assessment form, they settle on an estimated amount, the county goes ahead and does the work, the final inspection is made, and if the work is not done properly FEMA says no.

Representative Brandenburg: Is the match usually 75/25?

Major General David Sprynczynatyk: In most disasters it is 75% federal. In 2009 because of the size of the disaster exceeding \$100M, it was 90% federal, 7% state, and 3% local. It is usually 75% federal, 15% local, and 10% state.

Senator Grindberg: We will reschedule the next meeting. For the House members, if any of you have had discussions on the 211 services, we would like to have some discussion on that when we meet again. There was a request in to fund 211 services statewide. We did not pass that bill, but we had discussion whether there could be funds from this budget, human services and the Health Dept. to help match some of the funds to bring that program statewide.

Representative Klein: So you are thinking of adding that to this?

Senator Grindberg: I would like some discussion on that, adding it or finding it within the budget to match against some other agency budgets. I think the total budget for that for a biennium is around \$700,000. Maybe there should be some local share so maybe the state puts up 50% of that. We are talking \$350,000 for a one to one match locally. I know there was some interest in the northwestern part of the state. In my part of my state it's funded right now with political subdivision money. I just want to have some discussion. We are adjourned.

2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee

Harvest Room, State Capitol

SB 2016

04-18-2011

Job # 16728

☒ Conference Committee

Committee Clerk Signature

M. Alice Delger

Explanation or reason for introduction of bill/resolution:

A CONFERENCE COMMITTEE HEARING ON OFFICE OF ADJUTANT GENERAL

Minutes:

"Written Testimony Attached"

MEMBERS PRESENT ARE AS FOLLOWS:

SENATE: Senator Grindberg, (Chair); Senator Holmberg, Senator Warner

HOUSE: Rep. Klein, Rep. Brandenburg, Rep. Kroeber

OMB: Tad H. Torgerson, **LEGISLATIVE COUNCIL:** Sara Chamberlin

Chairman Grindberg called the conference committee to order on Monday, April 18th at 2:00 pm in the Harvest Room in reference to SB 2016. The Clerk will call the roll. All conferees are present. 3 points of verbal consent.

1st request: Carry over Authority. Regarding cell towers.

Adjutant General David Sprynczynatyk, Director of Emergency Services, states, we asked for carry authority for the funds that are left from the construction of the Wales tower this biennium. The language we suggest is to allow us to carryover whatever is left which is about \$100,000. That would go towards other towers in the next biennium.

Chairman Grindberg states, you have \$2M in the line item for towers now.

Adjutant General David Sprynczynatyk states, after the House action, \$1.5M.

Chairman Grindberg states, in the second one, we had verbal agreement in Section 8 that was added by the House.

Rep. Klein states, we have agreed Section 8 comes out.

Chairman Grindberg states, the third point, request to access special and federal funds. General, you made that?

Adjutant General David Sprynczynatyk states, the request there, is to add a section that would essentially allow us to appropriate the federal and special funds totaling \$22.5M, for purposes of deferring expenses of the 2011 flood.

Rep. Klein asks, the specific amount of money and what it is suppose to be used for, General?

Adjutant General states, our best estimate right now is of the cost of the 2011 flood is approximately \$30M. We won't know the total for several more weeks or a month or two. We are also hopeful that there will be a major presidential disaster declaration to support the flood fight and the flood recovery. If that is the case, there would be 75% federal money available for the 2011 flood. The language would allow us to be able to receive that federal money and pay it out as we would normally do for any disaster, for that matter, that is presidentially declared.

Senator Holmberg asks, is Section 10, harmless but not necessary?

Adjutant General states, that is an appropriate description. Basically, we testified to that effect, that it was our intent to utilize existing towers, wherever possible. The House felt like they wanted to reinforce that. It doesn't hurt anything and that is our intent.

Rep. Klein asks, we have discussed this in the committee and the House feels strongly that we should have something in there to address that. Even though we understand and most cases that is exactly what he does, but the language was requested.

Senator Warner asks, could you go over the onetime extraordinary repairs reduction and the allocation of that money to be municipally owned armories?

Adjutant General states, the essence of that is, there are communities that have community armories and there are 18 in the state. We pay them rent every year and we also provide some funds for repair. The rent was set, adjusted 4 years ago, and had previously been set about 15 years ago. They had asked for the possibility of being able increase that rent. The decision that was made on the House side was to take \$60,000 of onetime expenditures for extraordinary repairs at other facilities of the National Guard. Apply as a onetime increase proportionally, across the 18 armories and community, that we rent space from. It's my understanding that it was intended to help them in this next biennium on a onetime basis.

Senator Warner states, is this for extraordinary repairs on those facilities or is it for an increase in rent?

Adjutant General states, it is for a onetime increase in rent, not for extraordinary repairs.

Senator Warner asks, but an increase in rent would have a continuing obligation and a cost that would continue, is that correct?

Adjutant General states, that was not the intent of the discussion within the committee. It is not the understanding of the communities either from what I know. They may come back and ask for it to continue but that was not the intent.

Senator Warner asks, that's the point I was getting to. Do you have a sense if it would be purposeful to have a study of the municipal armories and some sort of permanent solution to

this problem? Do you do inspections, are their life safety issues, is there talk of closing some or replacing some or is there a plan we should be aware of?

Adjutant General states, we have 18 community armories that were built back in the 1950-1960's and over the years, we have paid a small amount of rent and made some repairs. I would support a study to look at the condition of them because the communities would welcome that and from our soldiers perspective that would be good. What I am afraid of is what we might learn and the needs out there. When we talked about closing the armories, we don't talk about closing armories due to the condition of the facility, it's more of a decision based upon our need and what are the requirements are in that community or in that area for an armory. We have begun to look because we have seen a shift in demographics from some areas. I believe in at some time that we will have to close armories just because we don't have the unit or the personnel in that area to support having an armory.

Senator Warner asks, so at this time you don't feel the need to confer a formal conversation on the issue?

Adjutant General states, I don't believe so.

Rep. Klein states, we had testimony from a number of people and some of them really need some help out there. The smaller communities can't seem to keep up so this was a onetime thing we were going to help them out.

Rep. Kroeber states, I have a note on .03000 that there was some problem that we may have to change on Section 4 or maybe we already did that. Did we take care of that?

Adjutant General states, you are correct that there was some discussion but nothing to my knowledge has been done. If you look at line 5, .3000, the way it is worded now that the funds that are appropriated would be used only to match federal funds. There is a similar action being addressed on another Senate bill so it is not just for matching but for funding in the expenses with presidential declared disasters.

Rep. Kroeber asks, do we still feel that we should be making that particular change on Line 5, where it does designate to match federal funds only?

Adjutant General states, yes, my suggestion for Line 5, could be worded, "purpose of providing state funding for defraying expenses associated with...."

Senator Grindberg asks, you can make that copasetic with 2369?

Adjutant General states, we also have a handout because this is one of the things you asked for at the last session. (**Written Testimony #1**). **NDDIS, (PUBLIC ASSISTANCE PW SUMMARY BY DISASTER)** was generated as a result to the discussion of Section 8 and what the intended purpose was. I have provided to you a matrix that goes back to 1999 and it shows the number of disasters since 1999, the number of project worksheets. A project worksheet typically will have up to 10 individual projects but the bottom line, since 1999, we have only 3 instances where FEMA came back and said no. One was as the result of 2001 and home acquisition in Barnes County, Valley City and the other two came about in 2009.

One was for the parking lot for which there wasn't an agreement in place and the other was from a road in Ramsey County, where they chose to reconstruct the road outside the original footprint. There have been 3 individual projects, out of about 200,000 projects since 1999. The total dollar amount is about \$394,000 out of \$412M. The other sheet is just information. (Written Testimony #2) **NORTH DAKOTA PRESIDENTIAL DISASTER DECLARATIONS 1993-2010.** It shows the number of presidential disaster declarations in each of the 53 counties since 1993. As you can see, we have had 2 counties where we have had 19 presidential disaster declarations. This gives you an idea of the magnitude of effort to respond to disasters and to recover from those disasters.

Rep. Brandenburg asks, in order, if you have a project out there and before you can get it fixed you have to have FEMA for the match. You need to have FEMA approval and so how do you fix it before you get that approval?

Adjutant General states, we never do. The way the process works is that a team of inspectors will go out and look at the damaged site and will determine what needs to be done to repair it and then everyone agrees, FEMA, the state, the local political subdivision. At that point, it is an approved project, they go forward and do the work and after the work is done, depending on the size of the project, there may or may not be a field inspection but records have to be turned in. After the work is done, if the work has not been done in compliance with what was agreed to, then FEMA pulls out. If you look at the 3 instances out of 200,000, #1) What happened was the emergency manager in Barnes County acquired 6 homes, removed them from the flood plain and unfortunately a year or two later, she passed away and FEMA went back and looked they said they couldn't put money there because you did not have the proper State Historical Information Project Officer buy off on it. Unfortunately, the Emergency Manager forgot to have that one step done in the process. It was the right thing to do, the homes were removed and we had been out there this week, protecting those homes. #2) One was a parking lot in Fargo where we had one of our quick reaction forces there, City of Fargo told us to go there, afterwards FEMA asked, where is the agreement for this, there was no agreement, so the City of Fargo did not have agreement, so FEMA said no. #3) A township road in Ramsey County where they had been approved and they were suppose to go ahead and do the work, they decided to raise the road higher and went outside the original boundary and the minute it went outside the original boundary and it required environmental clearance and they didn't have it. They all were approved projects but not all steps were followed at the local level.

Rep. Brandenburg states, there was lots of different projects and a few had some problems.

Chairman Grindberg states, there is one other item that we haven't resolved and it involves 211. I have not been able to receive an update with Senator Kilzer or Fischer on the Human Service Budget for the Health Dept. budget. I do understand that there is \$85-86,000 in this budget. I would like to discuss is to find a way to fund up to \$475,000, to cover the operating and personnel per the estimate to run 211 for the next biennium. There is an additional \$300,000 that was provided for marketing 211 services. I think the other approach there would be with local support, to market 211 to implement that state wide. At this point, I am inclined to suggest that we look at intent language that requires this budget and the Human Service and Health Dept. to fund up to no more than \$475,000 for the next biennium and yet to determine how we are going to get there. I would like to spend some time on that this afternoon.

Senator Holmberg asks, you will go through history of the 211 and we have had that on the floor?

Chairman Grindberg states, is there someone that would provide an overview of 211 to the full committee that would be good.

Rep. Klein asks, you say there was \$86,000 in the budget for 211?

Chairman Grindberg states, it is my understanding there is \$86,000 in the operating line that could be dedicated for this purpose.

Rep. Klein asks, the total deal of 211 was never addressed anywhere in the Executive budget or any other place?

Chairman Grindberg states, that is correct. There was a bill and it was defeated on the Senate side and the sponsors, we gave them the assurance we would look for a way to fund this in existing budgets.

Greg Wilz, Deputy Director, Homeland Security states that for many years the 211 program in the state of ND was actually run by and sponsored by the Mental Health Association of ND. Over the last year, they had bowed out of that contractor or service to provide 211 because of financial hardships that they have had. Perhaps, at the local or national stream of funds that comes into the groups. So there was a deal made essentially, to pass 211 responsibilities, to First Link of Fargo. First Link was actually a partner with the Mental Health Association while they ran 211 in ND, in that they provided it solely for Cass and Clay County in that area. They had a nice partnership going because they were able to support each other when the lines got busy and they could feed off to one call center or the other. Cindy, the executive director out at 211 @ First Link, has made known their need to continue to provide that service across the state of ND based upon the volume of calls that she has continued to get. This past winter, the December time frame, she worked with Senator Lee at the time and Senator Lee worked with the Public Service Commission, to rally various state agencies, who might look within their budgets to try and find some money to support their various needs. Some of the agencies were able to do contracts for actual services with that group, others were able to find some money to support it because it is a good thing for the state of ND. So consequently, they were trying to get us through to the end of this biennium so that the legislature could take a look at this to see if it was a service that needs to be provided in the state of ND. The testimony you heard earlier and perhaps some of you on the base committees was that 211 does provide a one stop shop for everything from mental health services to my water heater is leaking and I need somewhere to get it fixed, I don't know where to turn. They have all of those points of contacts. The benefits to most of the state agencies are that 211 calls take a burden off the 511 and 911 system. The bottom line is between \$475-\$500,000 will sustain a statewide 211 capability.

Chairman Grindberg asks, are there questions?

Senator Holmberg asks, is that a Senate or House bill?

Senate Appropriations Committee

SB 2016 Conference Committee

04-18-11

Page 6

Chairman Grindberg states, Senate bill.

Senator Holmberg states, so the House never saw the bill?

Chairman Grindberg states, Sara has the list and we are adjourned.

2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

SB 2016
04-25-2011
Job # 16868

☒ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A CONFERENCE COMMITTEE HEARING REGARDING THE ADJUTANT GENERAL

Minutes:

Attachments

MEMBERS PRESENT ARE AS FOLLOWS:

SENATE: Senator Grindberg (Chair), Senator Holmberg, Senator Warner

HOUSE: Rep. Klein, Rep. Brandenburg, Rep. Kroeber

OMB: Tammy R. Dolan, LEGISLATIVE COUNCIL: Sara Chamberlin

Chairman Grindberg: Called the Conference Committee to order at 12:00 noon in the Harvest Room in reference to SB 2016, The Adjutant General. The clerk will take the roll. All conferees are present. Working out a plan for the 211, he had discussions with Carol Olson, with Jeanie from the tobacco group, and visited with Senator Fischer and Senator Kilzer on the health department. He said he would have Sara explain the amendments that address 2 additional issues relating to what has been previously discussed. One would be some carry over authority and second the intent language allowing the 211 program to grow statewide. The total budget for that is around three quarters of a million dollars. We would cover the operating and personnel for this with shared resources and that any marketing with the budget would have to be done with the group advocating this. Listening to the governor of Missouri talking about the devastation, he credited 211 and emergency services in Missouri for fast response and for allowing people to know where to go. Amendment Attached (1).

Sara Chamberlin: She goes over the amendment, it ends in 2010. (See amendment attached and testimony #2.

Rep. Klein: I was under the impression that instead of carry forward, we would appropriate, what was left over from the Wales tower. The same sort of system but to provide continuity. On the 211, right now the House stands pretty firm and we don't want to get into that at this time. As far as the language in there it pretty much follows 2369, that does follow the language and what you agreed on.

Senator Holmberg: If that is a common feeling from the House, how the funding mechanism is put together with 211, is not supportable for you at this time. Is that the difference then?

Rep. Klein: Yes, that is pretty much how we've been directed, 211 was not discussed previously, this is all new and didn't come up until the conference committee.

Chairman Grindberg: Some of the agencies had participated in the prior biennium with 211. On the Senate side, we had discussion and I thought it was worth the effort to see if those agencies could find the means to come up with a portion of it. They stated on the front end why it took awhile to see what could happen. If the heartache, is the additional 100,000, with the 100,000 addition were still \$200,000 under the executive budget for the package. If the House is willing to live with intent language and taking the 100,000 out, we can discuss that. There would be no general fund action here it's all in the operating lines and carry over.

Rep. Klein: We'll take this back and discuss it.

Rep. Brandenburg: The carry over on the unused general fund, there is 68,000 and the 50,000 that was the carryover from the tower project that was unused from Wales, is that correct?

Chairman Grindberg: That is my understanding the Wales carry over was 300,000 total.

Rep. Klein: I was under the impression it was 120,000 for the towers was there some other areas?

Sara Chamberlin: There were three initiatives. In 2009-11 biennium 100,000 was provided for conducting a study of the affects of next generation 911, 75,000 was provided for alternatives to constructing new state radio towers and 325,000 was provided for implementing the new towers side at Wales. The agency has provided a rough estimate to what the carry over may be, they are estimating 100,000 for the study of the affects of next generation 911, 70,000 for the alternatives to constructing new state radio towers and 125,000 for implementing the new state radio tower at Wales. Of the estimated carryover, the first 50,000 would be provided to the 211 state wide program and the remaining could be used for the completion of the two studies as well as any new tower enhancements or additions.

Rep. Klein: The total amount of carryover was what?

Sara Chamberlin: They are estimating \$295,000.

Chairman Grindberg: Further questions, comment. We'll reschedule today. We are adjourned.

2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

SB 2016
04-26-2011 (9:00 am)
Job # 16883

☒ Conference Committee

Committee Clerk Signature

SN

Alise Delger

Explanation or reason for introduction of bill/resolution:

A CONFERENCE COMMITTEE ON THE ADJUTANT GENERAL

Minutes:

You may make reference to "attached testimony."

MEMBERS PRESENT ARE AS FOLLOWS:

SENATE: Senator Grindberg, (Chair); Senator Holmberg, Senator Warner

HOUSE: Rep. Klein, Rep. Brandenburg, Rep. Kroeber

OMB: Tammy R. Dolan; **LEGISLATIVE COUNCIL:** Sara Chamberlin

Chairman Grindberg called the conference committee to order Tuesday, April 26th at 9:00 am in the Harvest Room in reference to SB 2016. The Clerk will call the roll. All conferees are present.

Chairman Grindberg: We can address the main point where we differ which is the 211 issue.

Rep. Klein: We cannot accept that in the proposal.

Chairman Grindberg: Is the House aware that in the past there have been funds for 211? I will call on the general for an update.

Dave Sprynczynatyk, Adjutant General: The Chairman is correct. The state through the National Guard has participated in 211 for the last 2 years. Prior to that, mental health association ND provided the funding for it and then in 2009, they could not longer do that. We provided some funds through the family support program because the value it provides for the people who have troubles to quickly call 211 and receive assistance. The extent of our contribution up to this point has been about \$10,000 in the last couple years.

Chairman Grindberg: I believe Human Services and Health Dept. put money in that also.

Rep. Brandenburg: Some of the reasons that 211 we can't agree with.....is that there was a bill in the Senate defeated dealing with 211. To understand it, that is the House position, if it didn't make it through the Senate; we understand there is some good to it, but no support in the House for it.

Chairman Grindberg: Further comment?

Rep. Kroeber: Exactly what is the dollar amount for 211?

Chairman Grindberg: \$100,000, the intent language the Adjutant General provides some additional funding, DHS could participate, tobacco advisory group to participate in a small way with current funding. If taking the \$100,000 out, moves that down to about \$350,000 amount that available within these various budgets.....if that is what it takes to move this forward, I could live with that. Then it remains to be seen how that comes together as the agencies work with the group to provide support and additionally how it would be marked.....which would not be stated funds.

Rep Kroeber: If we remove the \$100,000 there would be no direct appropriation in this bill if they feel this is a needed program and participated, they could do that, but it would have nothing to do with the fiscal impact in the bill.

Chairman Grindberg: Correct.

Senator Holmberg: Does that make a difference from the House stand point if the \$100,000 was removed so there would be nothing in this bill except authorizing language that those agencies who have been participating in the past? If they can find the money within their budget, they can work to coordinate the 211 system without any direct appropriation from the general fund?

Rep Klein: The House decision.....it wouldn't make any difference, we don't want reference to 211 and finding additional money in other budgets.

Senator Holmberg: Either OMB or the council, if this amendment was gone, is there anything that would stop those agencies from working and coordinating on 211?

Sara Chamberlin: Some of these agencies have funding within their operating lines for a contract to work with the 211 service provider. In the past, The Health Dept contributed for 211 service, in the initial draft fro SB 2152 (bill for 211 program) there was estimated funding from DHS services, the Adjutant General, the Insurance Commissioner, that operating would still be available for the 211 service.

Senator Holmberg: All of those budgets except the health dept are already gone. Are we fighting over something that makes no difference, if we are not putting in general funding money?

Rep Kroeber: Certainly on the 211, includes suicide calls, very important to all of us, if we could still run the 211 program, different agencies can coordinate, removing the \$100,000 makes a lot of difference and I would hope they could continue to run the 211 program.

Chairman Grindberg: I will ask Sara to prepare amendments to take that out so we can look at it one more time.

Sara Chamberlin: In the bill there was \$100,000 new added money. So that will be removed. There was carry over authorized of \$50,000 to be removed as well as the carryover from unused general fund appropriations of \$68,000.

Chairman Grindberg: I would propose to leave the carry forward language in the bill.

Senator Holmberg: Do we need Section 12?

Chairman Grindberg: That would have to come out. We would take out the intent language and the \$100,000 has a revised amendment to consider?

Rep Klein: What about the carry over language that authorizes the \$68,000?

Chairman Grindberg: Carry over would still be there, but not listed as 211. The other carry forward was for language regarding towers in the Wale's Towers?

Rep Brandenburg: Fine with the money, House position will re-appropriate that money back (1568) to carry over money.....the House has an issue with the carry over dollars or back to the towers so they end up with the same dollars. It doesn't matterhave no problem, carry over dollars carry over to the next biennium.....just re-appropriated.

Senator Holmberg: We could have Sara explain how she will write this up.

Sara Chamberlin: Section 12 for legislative intent for 211 services, will be removed; there was \$100,000 in general fund money provided for 211 services that will be removed. There was \$68,000 of unused general fund appropriations provided only for the 211 program that will be removed because only provided for 211 program funding need. The \$50,000 for the 211 that is coming from carryover of unused general fund appropriation relating to next generation 911 study (state radio tower study and new radio tower site at Whales) and that is the Section 8. The way it currently reads, the unused funds must first be used for providing a \$50,000 grant relating for the administration in 211 services. The remaining funds are available for conducting the next generation 911 study, state radio tower study, state radio tower enhancement for additions. The language that says, the unexpended funds must be first used for providing a \$50,000 grant relating to the administration to 211 services will be removed, the unexpended funds will be available for continuing the two studies and any state radio tower enhancement for addition.

Rep Brandenburg: We are all in agreement there is carry over money, just so it is re-appropriated in the fund, the biggest issue is the carry forward.

Chairman Grindberg: We will adjourn this meeting and reschedule another one.

2011 SENATE STANDING COMMITTEE MINUTES

Senate Appropriations Committee Harvest Room, State Capitol

SB 2016
04-26-11 (4:30 pm)
Job # 16903

☒ Conference Committee

Committee Clerk Signature



Explanation or reason for introduction of bill/resolution:

A CONFERENCE COMMITTEE HEARING ON THE OFFICE OF ADJUTANT GENERAL DO
PASS AS AMENDED.

Minutes:

You may make reference to "attached testimony."

MEMBERS PRESENT ARE AS FOLLOWS:

SENATE: Senator Grindberg, (Chair); Senator Holmberg, Senator Warner

HOUSE: Rep. Klein, Rep. Brandenburg, Rep. Kroeber

OMB: Tad H. Torgerson, **LEGISLATIVE COUNCIL:** Sara Chamberlin

Chairman Grindberg called the conference committee to order on Monday, April 18th at 2:00 pm in the Harvest Room in reference to SB 2016. The Clerk will call the roll. All conferees are present.

Chairman Grindberg: passed amend # .02011 out to the committee. Per our discussions this morning it removed the language of 211. I'll have Sara provide comment.

Rep. Klein: They answered all the discussion we had and with that I'd move the House recede from it's amendments and amend with .02011. Seconded by Senator Holmberg.

A roll call vote was taken on amendment #.02011. Yea: 6. Motion carried.

Chairman Grindberg: That completes our work on 2016. Thank-you. We are adjourned.

March 30, 2011

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 4, after the semicolon insert "to provide legislative intent;"

Page 1, replace lines 17 and 18 with:

"Capital assets	223,670	331,082	554,752
Grants	449,514	60,000	509,514"

Page 2, replace lines 13 and 14 with:

"Radio communications	<u>0</u>	<u>3,735,000</u>	<u>3,735,000</u>
Total all funds	\$58,379,929	\$93,418,963	\$151,798,892"

Page 2, replace line 16 with:

"Total general fund	\$5,829,060	\$7,087,356	\$12,916,416"
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Page 2, replace line 21 with:

"Grand total general fund	\$21,789,867	\$7,563,688	\$29,353,555"
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Page 2, replace line 23 with:

"Grand total all funds	\$141,677,968	\$92,279,965	\$233,957,933"
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Page 3, replace line 11 with:

"State radio tower package	0	1,500,000"
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Page 3, replace lines 14 and 15 with:

"Armory grants	0	60,000
Extraordinary repairs	<u>0</u>	<u>325,381</u>
Total all funds	\$135,719,117	\$5,818,428"

Page 3, replace line 17 with:

"Total general fund	\$18,935,347	\$5,318,428"
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Page 5, after line 29, insert:

"SECTION 9. LEGISLATIVE INTENT - STATE RADIO TOWER PACKAGE. It is the intent of the sixty-second legislative assembly that the adjutant general work with other public agencies and private sector entities to maximize the number of state radio tower enhancements or additions that may be implemented within the funding appropriated in subdivision 2 of section 1 of this Act, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of House Action

	Executive Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$82,159,041	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	65,721,902	0	65,721,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services				
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416
Bill total				
Total all funds	\$233,863,503	\$234,457,933	(\$500,000)	\$233,957,933
Less estimated income	204,204,378	204,604,378	0	204,604,378
General fund	\$29,659,125	\$29,853,555	(\$500,000)	\$29,353,555

Senate Bill No. 2016 - Adjutant General - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$5,153,886	\$5,153,886		\$5,153,886
Operating expenses	4,062,891	4,062,891		4,062,891
Capital assets	614,752	614,752	(60,000)	554,752
Grants	449,514	449,514	60,000	509,514
Civil Air Patrol	243,353	243,353		243,353
Tuition, recruiting, and retention	2,407,500	2,407,500		2,407,500
Air Guard contract	10,989,323	10,989,323		10,989,323
Army Guard contract	56,110,757	56,110,757		56,110,757
Reintegration program	1,550,149	1,550,149		1,550,149
Veterans' Cemetery	576,916	576,916		576,916
Total all funds	\$82,159,041	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	65,721,902	0	65,721,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
FTE	179.00	179.00	0.00	179.00

Department No. 540 - Adjutant General - Detail of House Changes

	Reduces Capital Assets for Extraordinary Repairs ¹	Adds Funding for Grants to Armories ²	Total House Changes
Salaries and wages			
Operating expenses			
Capital assets	(60,000)		(60,000)
Grants		60,000	60,000
Civil Air Patrol			
Tuition, recruiting, and retention			
Air Guard contract			
Army Guard contract			
Reintegration program			
Veterans' Cemetery			
Total all funds	(\$60,000)	\$60,000	\$0
Less estimated income	0	0	0
General fund	(\$60,000) 0.00	\$60,000 0.00	\$0 0.00

2011 HOUSE STANDING COMMITTEE ROLL CALL VOTES
BILL/RESOLUTION NO. 2016

House Appropriations Government Operations Division Committee

☐ Check here for Conference Committee

Legislative Council Amendment Number _____

Action Taken Do Pass as amended

Motion Made By Representative Brandenburg Seconded By Rep Klein

Representatives	Yes	No	Representatives	Yes	No
Chairman Thoreson	✓		Representative Glassheim	✓	
Vice Chairman Klein	✓		Representative Kroeber	✓	
Representative Brandenburg	✓				
Representative Dahl	✓				
Representative Kempenich					

Total (Yes) 6 No 0

Absent 1

Floor Assignment Representative Brandenburg

If the vote is on an amendment, briefly indicate intent:

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

That the House recede from its amendments as printed on pages 1292-1295 of the Senate Journal and pages 1447-1450 of the House Journal and that Engrossed Senate Bill No. 2016 be amended as follows:

Page 1, line 4, after the semicolon insert "to provide legislative intent;"

Page 1, replace lines 17 and 18 with:

"Capital assets	223,670	331,082	554,752
Grants	449,514	60,000	509,514"

Page 2, replace lines 13 and 14 with:

"Radio communications	<u>0</u>	<u>3,735,000</u>	<u>3,735,000</u>
Total all funds	\$58,379,929	\$93,418,963	\$151,798,892"

Page 2, replace line 16 with:

"Total general fund	\$5,829,060	\$7,087,356	\$12,916,416"
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Page 2, replace lines 21 through 23 with:

"Grand total general fund	\$21,789,867	\$7,563,688	\$29,353,555
Grand total special funds	<u>119,888,101</u>	<u>110,716,277</u>	<u>230,604,378</u>
Grand total all funds	\$141,677,968	\$118,279,965	\$259,957,933"

Page 3, replace line 11 with:

"State radio tower package	0	1,500,000"
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Page 3, replace lines 14 and 15 with:

"Armory grants	0	60,000
Extraordinary repairs	<u>0</u>	<u>325,381</u>
Total all funds	\$135,719,117	\$5,818,428"

Page 3, replace line 17 with:

"Total general fund	\$18,935,347	\$5,318,428"
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Page 3, after line 21, insert:

"SECTION 3. APPROPRIATION - FLOOD-RELATED COSTS. There is appropriated from special funds derived from federal funds or other income the sum of \$22,500,000, or so much of the sum as may be necessary, to the adjutant general for

the purpose of defraying expenses relating to 2011 flood disasters, for the period beginning with the effective date of this Act through June 30, 2013."

Page 3, line 30, replace ", subject to emergency commission approval, any additional funds" with "out of any moneys"

Page 4, line 1, replace "as determined necessary by" with "not otherwise appropriated, the sum of \$3,500,000, or so much of the sum as may be necessary, to"

Page 4, line 1, after "for" insert "the purpose of providing the required state share of funding for"

Page 4, line 2, replace "of" with "associated with presidential-declared"

Page 4, line 16, replace "and" with a comma

Page 4, line 16, after the second "study" insert ", and for a new state radio tower site near Wales"

Page 4, line 18, replace "these studies" with "the next generation 911 study, state radio tower study, and state radio tower enhancements or additions"

Page 5, after line 29, insert:

"SECTION 10. LEGISLATIVE INTENT - STATE RADIO TOWER PACKAGE. It is the intent of the sixty-second legislative assembly that the adjutant general work with other public agencies and private sector entities to maximize the number of state radio tower enhancements or additions that may be implemented within the funding appropriated in subdivision 2 of section 1 of this Act, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Page 5, line 30, replace "Section 4" with "Sections 3 and 5"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Adjutant General						
Total all funds	\$82,159,041	\$82,159,041	\$26,000,000	\$108,159,041	\$85,659,041	\$22,500,000
Less estimated income	65,721,902	65,721,902	26,000,000	91,721,902	69,221,902	22,500,000
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139	\$16,437,139	\$0
Department of Emergency Services						
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892	\$151,798,892	\$0
Less estimated income	138,482,476	138,882,476	0	138,882,476	138,882,476	0
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416	\$12,916,416	\$0
Bill total						
Total all funds	\$233,863,503	\$234,457,933	\$25,500,000	\$259,957,933	\$237,457,933	\$22,500,000
Less estimated income	204,204,378	204,604,378	26,000,000	230,604,378	208,104,378	22,500,000
General fund	\$29,659,125	\$29,853,555	(\$500,000)	\$29,353,555	\$29,353,555	\$0

Senate Bill No. 2016 - Adjutant General - Conference Committee Action

Executive Budget	Senate Version	Conference Committee	Conference Committee	House Version	Comparison to House
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			Changes	Version		
Salaries and wages	\$5,153,886	\$5,153,886		\$5,153,886	\$5,153,886	
Operating expenses	4,062,891	4,062,891		4,062,891	4,062,891	
Capital assets	614,752	614,752	(60,000)	554,752	554,752	
Grants	449,514	449,514	60,000	509,514	509,514	
Civil Air Patrol	243,353	243,353		243,353	243,353	
Tuition, recruiting, and retention	2,407,500	2,407,500		2,407,500	2,407,500	
Air Guard contract	10,989,323	10,989,323		10,989,323	10,989,323	
Army Guard contract	56,110,757	56,110,757		56,110,757	56,110,757	
Reintegration program	1,550,149	1,550,149		1,550,149	1,550,149	
Veterans' Cemetery	576,916	576,916		576,916	576,916	
Additional state disaster relief funding			3,500,000	3,500,000	3,500,000	
Funding for flood-related disasters			22,500,000	22,500,000		22,500,000
Total all funds	\$82,159,041	\$82,159,041	\$26,000,000	\$108,159,041	\$85,659,041	\$22,500,000
Less estimated income	65,721,902	65,721,902	26,000,000	91,721,902	69,221,902	22,500,000
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139	\$16,437,139	\$0
FTE	179.00	179.00	0.00	179.00	179.00	0.00

Department No. 540 - Adjutant General - Detail of Conference Committee Changes

	Reduces Capital Assets for Extraordinary Repairs ¹	Adds Funding for Grants to Armories ²	Adds State Disaster Relief Fund Spending Authority ³	Appropriates Funding for Flood-Related Disasters ⁴	Total Conference Committee Changes
Salaries and wages					
Operating expenses					
Capital assets	(60,000)				(60,000)
Grants		60,000			60,000
Civil Air Patrol					
Tuition, recruiting, and retention					
Air Guard contract					
Army Guard contract					
Reintegration program					
Veterans' Cemetery					
Additional state disaster relief funding			3,500,000		3,500,000
Funding for flood-related disasters				22,500,000	22,500,000
Total all funds	(\$60,000)	\$60,000	\$3,500,000	\$22,500,000	\$26,000,000
Less estimated income	0	0	3,500,000	22,500,000	26,000,000
General fund	(\$60,000)	\$60,000	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00

¹ Funding provided for one-time extraordinary repairs is reduced by \$60,000, from \$385,381 to \$325,381. This reduction was included in the House version of the bill, but not the Senate version.

² Funding is added for grants to the 18 municipal-owned armories to be distributed proportionately based on rental rates. This addition was included in the House version of the bill, but not the Senate version.

³ The amendment changes Section 4 to limit the Adjutant General's additional spending authority from the state disaster relief fund to \$3.5 million to provide the state share of funding for expenses associated with presidential-declared state disasters pursuant to Section 37-17.1-27. The House limited the funding to the state share of funding to match federal funds for expenses associated with presidential-declared state disasters pursuant to Section 37-17.1-27.

⁴ This amendment appropriates \$22.5 million of federal funds to the Adjutant General for expenses relating to the 2011 flood disaster. This funding was not appropriated in either the House or Senate

versions of the bill.

The conference committee amendment does not include a new section to Chapter 37-17.1 added by the House requiring written confirmation of federal disaster funding prior to a political subdivision contracting for the related construction or repair projects.

Senate Bill No. 2016 - Department of Emergency Services - Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$11,363,744	\$11,363,744		\$11,363,744	\$11,363,744	
Operating expenses	9,335,592	9,930,022		9,930,022	9,930,022	
Capital assets	2,327,347	2,427,347		2,427,347	2,427,347	
Grants	71,419,771	71,419,771		71,419,771	71,419,771	
2009 flood disaster	52,923,008	52,923,008		52,923,008	52,923,008	
Radio communications	4,335,000	4,235,000	(500,000)	3,735,000	3,735,000	
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892	\$151,798,892	\$0
Less estimated income	138,482,476	138,882,476	0	138,882,476	138,882,476	0
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416	\$12,916,416	\$0
FTE	63.00	63.00	0.00	63.00	63.00	0.00

Department No. 542 - Department of Emergency Services - Detail of Conference Committee Changes

	Reduces Funding for State Radio Tower Enhancements ¹	Total Conference Committee Changes
Salaries and wages		
Operating expenses		
Capital assets		
Grants		
2009 flood disaster		
Radio communications	(500,000)	(500,000)
Total all funds	(\$500,000)	(\$500,000)
Less estimated income	0	0
General fund	(\$500,000)	(\$500,000)
FTE	0.00	0.00

¹ One-time funding provided for State Radio tower enhancements is reduced by \$500,000, from \$2 million to \$1.5 million, the same as the House version.

The amendment provides that unexpended amounts appropriated in the 2009-11 biennium relating to a new State Radio tower site near Wales may continue into the 2011-13 biennium for new State Radio tower enhancements or additions. This authority was not included in the House or Senate versions of the bill.

A section of legislative intent is added to provide that the Adjutant General work with public and private sector entities to maximize the number of State Radio tower enhancements or additions that may be implemented within the funding provided. This section was also included in the House version.

2011 SENATE CONFERENCE COMMITTEE ROLL CALL VOTES

Committee: Senate Appropriations

Bill/Resolution No. SB 2016 as (re) engrossed

Date: _____

Roll Call Vote #: 1

- Action Taken**
- ☐ SENATE accede to House amendments
 - ☐ SENATE accede to House amendments and further amend
 - ☐ HOUSE recede from House amendments
 - ☐ HOUSE recede from House amendments and amend as follows

Senate/House Amendments on SJ/HJ page(s) 1292 - 1295

- ☐ Unable to agree, recommends that the committee be discharged and a new committee be appointed

((Re) Engrossed)

2016 was placed on the Seventh order of business on the calendar

Motion Made by: Klein

Seconded by: Holmberg

Senators	Yes	No		Representatives	Yes	No
Senator Grindberg	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Rep. Klein	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Senator Holmberg	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Rep. Brandenburg	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
Senator Warner	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	Rep. Kroeber	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>

Vote Count:

Yes 6

No _____

Absent _____

Senate Carrier Grindberg

House Carrier Klein

LC Number 11.8158-02011

of amendment

LC Number _____

of engrossment

Emergency clause added or deleted

Statement of purpose of amendment

REPORT OF CONFERENCE COMMITTEE

SB 2016, as engrossed: Your conference committee (Sens. Grindberg, Holmberg, Warner and Reps. Klein, Brandenburg, Kroeber) recommends that the **HOUSE RECEDE** from the House amendments as printed on SJ pages 1292-1295, adopt amendments as follows, and place SB 2016 on the Seventh order:

That the House recede from its amendments as printed on pages 1292-1295 of the Senate Journal and pages 1447-1450 of the House Journal and that Engrossed Senate Bill No. 2016 be amended as follows:

Page 1, line 4, after the semicolon insert "to provide legislative intent;"

Page 1, replace lines 17 and 18 with:

"Capital assets	223,670	331,082	554,752
Grants	449,514	60,000	509,514"

Page 2, replace lines 13 and 14 with:

"Radio communications	<u>0</u>	<u>3,735,000</u>	<u>3,735,000</u>
Total all funds	\$58,379,929	\$93,418,963	\$151,798,892"

Page 2, replace line 16 with:

"Total general fund	\$5,829,060	\$7,087,356	\$12,916,416"
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Page 2, replace lines 21 through 23 with:

"Grand total general fund	\$21,789,867	\$7,563,688	\$29,353,555
Grand total special funds	<u>119,888,101</u>	<u>110,716,277</u>	<u>230,604,378</u>
Grand total all funds	\$141,677,968	\$118,279,965	\$259,957,933"

Page 3, replace line 11 with:

"State radio tower package	0	1,500,000"
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Page 3, replace lines 14 and 15 with:

"Armory grants	0	60,000
Extraordinary repairs	<u>0</u>	<u>325,381</u>
Total all funds	\$135,719,117	\$5,818,428"

Page 3, replace line 17 with:

"Total general fund	\$18,935,347	\$5,318,428"
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Page 3, after line 21, insert:

"SECTION 3. APPROPRIATION - FLOOD-RELATED COSTS. There is appropriated from special funds derived from federal funds or other income the sum of \$22,500,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of defraying expenses relating to 2011 flood disasters, for the period beginning with the effective date of this Act through June 30, 2013."

Page 3, line 30, replace ", subject to emergency commission approval, any additional funds" with "out of any moneys"

Page 4, line 1, replace "as determined necessary by" with "not otherwise appropriated, the sum of \$3,500,000, or so much of the sum as may be necessary, to"

Page 4, line 1, after "for" insert "the purpose of providing the required state share of funding for"

Page 4, line 2, replace "of" with "associated with presidential-declared"

Page 4, line 16, replace "and" with ", the"

Page 4, line 16, after the second "study" insert ", and for a new state radio tower site near Wales"

Page 4, line 18, replace "these studies" with "the next generation 911 study and the state radio tower study and for state radio tower enhancements or additions"

Page 5, after line 29, insert:

"SECTION 10. LEGISLATIVE INTENT - STATE RADIO TOWER PACKAGE.

It is the intent of the sixty-second legislative assembly that the adjutant general work with other public agencies and private sector entities to maximize the number of state radio tower enhancements or additions that may be implemented within the funding appropriated in subdivision 2 of section 1 of this Act, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Page 5, line 30, replace "Section 4" with "Sections 3 and 5"

Page 5, line 30, replace "is" with "are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Adjutant General						
Total all funds	\$82,159,041	\$82,159,041	\$26,000,000	\$108,159,041	\$85,659,041	\$22,500,000
Less estimated income	65,721,902	65,721,902	26,000,000	91,721,902	69,221,902	22,500,000
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139	\$16,437,139	\$0
Department of Emergency Services						
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892	\$151,798,892	
Less estimated income	138,482,476	138,882,476	0	138,882,476	138,882,476	
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416	\$12,916,416	\$0
Bill total						
Total all funds	\$233,863,503	\$234,457,933	\$25,500,000	\$259,957,933	\$237,457,933	\$22,500,000
Less estimated income	204,204,378	204,604,378	26,000,000	230,604,378	208,104,378	22,500,000
General fund	\$29,659,125	\$29,853,555	(\$500,000)	\$29,353,555	\$29,353,555	\$0

Senate Bill No. 2016 - Adjutant General - Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$5,153,886	\$5,153,886		\$5,153,886	\$5,153,886	
Operating expenses	4,062,891	4,062,891		4,062,891	4,062,891	
Capital assets	614,752	614,752	(60,000)	554,752	554,752	

Grants	449,514	449,514	60,000	509,514	509,514
Civil Air Patrol	243,353	243,353		243,353	243,353
Tuition, recruiting, and retention	2,407,500	2,407,500		2,407,500	2,407,500
Air Guard contract	10,989,323	10,989,323		10,989,323	10,989,323
Army Guard contract	56,110,757	56,110,757		56,110,757	56,110,757
Reintegration program	1,550,149	1,550,149		1,550,149	1,550,149
Veterans' Cemetery	576,916	576,916		576,916	576,916
Additional state disaster relief funding			3,500,000	3,500,000	3,500,000
Funding for flood-related disasters			22,500,000	22,500,000	22,500,000
Total all funds	\$82,159,041	\$82,159,041	\$26,000,000	\$108,159,041	\$85,659,041
Less estimated income	65,721,902	65,721,902	26,000,000	91,721,902	69,221,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139	\$16,437,139
FTE	179.00	179.00	0.00	179.00	179.00

Department No. 540 - Adjutant General - Detail of Conference Committee Changes

	Reduces Capital Assets for Extraordinary Repairs ¹	Adds Funding for Grants to Armories ²	Adds State Disaster Relief Fund Spending Authority ³	Appropriates Funding for Flood-Related Disasters ⁴	Total Conference Committee Changes
Salaries and wages					
Operating expenses					
Capital assets	(60,000)				(60,000)
Grants		60,000			60,000
Civil Air Patrol					
Tuition, recruiting, and retention					
Air Guard contract					
Army Guard contract					
Reintegration program					
Veterans' Cemetery					
Additional state disaster relief funding			3,500,000		3,500,000
Funding for flood-related disasters				22,500,000	22,500,000
Total all funds	(\$60,000)	\$60,000	\$3,500,000	\$22,500,000	\$26,000,000
Less estimated income	0	0	3,500,000	22,500,000	26,000,000
General fund	(\$60,000)	\$60,000	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00

¹ Funding provided for one-time extraordinary repairs is reduced by \$60,000, from \$385,381 to \$325,381. This reduction was included in the House version of the bill, but not the Senate version.

² Funding is added for grants to the 18 municipal-owned armories to be distributed proportionately based on rental rates. This addition was included in the House version of the bill, but not the Senate version.

³ The amendment changes Section 4 to limit the Adjutant General's additional spending authority from the state disaster relief fund to \$3.5 million to provide the state share of funding for expenses associated with presidential-declared state disasters pursuant to Section 37-17.1-27. The House limited the funding to the state share of funding to match federal funds for expenses associated with presidential-declared state disasters pursuant to Section 37-17.1-27.

⁴ This amendment appropriates \$22.5 million of federal funds to the Adjutant General for expenses relating to the 2011 flood disaster. This funding was not appropriated in either the House or Senate versions of the bill.

The conference committee amendment does not include a new section to Chapter 37-17.1 added by the House requiring written confirmation of federal disaster funding prior to a political subdivision contracting for the related construction or repair projects.

Senate Bill No. 2016 - Department of Emergency Services - Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$11,363,744	\$11,363,744		\$11,363,744	\$11,363,744	
Operating expenses	9,335,592	9,930,022		9,930,022	9,930,022	
Capital assets	2,327,347	2,427,347		2,427,347	2,427,347	
Grants	71,419,771	71,419,771		71,419,771	71,419,771	
2009 flood disaster	52,923,008	52,923,008		52,923,008	52,923,008	
Radio communications	4,335,000	4,235,000	(500,000)	3,735,000	3,735,000	
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892	\$151,798,892	\$0
Less estimated income	138,482,476	138,882,476	0	138,882,476	138,882,476	0
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416	\$12,916,416	\$0
FTE	63.00	63.00	0.00	63.00	63.00	0.00

Department No. 542 - Department of Emergency Services - Detail of Conference Committee Changes

	Reduces Funding for State Radio Tower Enhancements ¹	Total Conference Committee Changes
Salaries and wages		
Operating expenses		
Capital assets		
Grants		
2009 flood disaster		
Radio communications	(500,000)	(500,000)
Total all funds	(\$500,000)	(\$500,000)
Less estimated income	0	0
General fund	(\$500,000)	(\$500,000)
FTE	0.00	0.00

¹ One-time funding provided for State Radio tower enhancements is reduced by \$500,000, from \$2 million to \$1.5 million, the same as the House version.

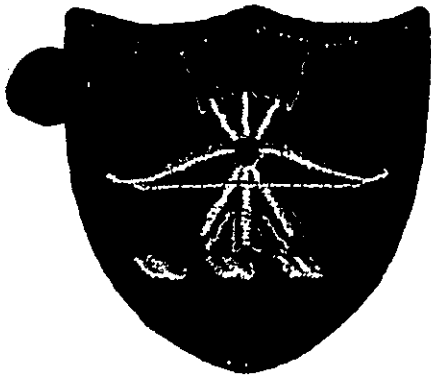
The amendment provides that unexpended amounts appropriated in the 2009-11 biennium relating to a new State Radio tower site near Wales may continue into the 2011-13 biennium for new State Radio tower enhancements or additions. This authority was not included in the House or Senate versions of the bill.

A section of legislative intent is added to provide that the Adjutant General work with public and private sector entities to maximize the number of State Radio tower enhancements or additions that may be implemented within the funding provided. This section was also included in the House version.

Engrossed SB 2016 was placed on the Seventh order of business on the calendar.

2011 TESTIMONY

SB 2016



Army National Guard

"The Straight Arrows"



Air National Guard

"The Happy Hooligans"



*Department of
Emergency Services
Homeland Security &
State Radio*

*The
Office of the
Adjutant General*

*Testimony of
Major General David Sprynczynatyk
The Adjutant General*

before the

*Senate Appropriations
Committee
January 14, 2011*

SENATE BILL 2016

**TESTIMONY OF
MAJOR GENERAL DAVID A. SPRYNCZYNATYK
THE ADJUTANT GENERAL
BEFORE THE
SENATE APPROPRIATIONS COMMITTEE
JANUARY 14, 2011
SENATE BILL 2016**

Mr. Chairman and Members of the Committee:

I am Major General David Sprynczynatyk, Adjutant General for the State of North Dakota.

The Office of the Adjutant General, consisting of the Army National Guard, the Air National Guard, the Department of Emergency Services (NDDDES), and the Civil Air Patrol continues to operate during a time of extraordinary challenges. The Global War on Terrorism, the longest war this nation has ever faced, continues, and combined with demanding state missions, has resulted in an unparalleled reliance on our National Guard forces, not only in North Dakota, but around the world. The Department of Emergency Services has also been on the front line coordinating emergency response incidents across the state.

North Dakota National Guard

We are entering our 10th year since the Global War on Terrorism began, and continue to mobilize Soldiers and Airman in support of our Nation's efforts. With over 5,300 North Dakota National Guard mobilizations since September 11, 2001, we have exceeded the record established during World War I. Despite the record number of mobilizations, we have ensured and will continue to maintain sufficient personnel to support state emergencies and homeland defense efforts, such as the support of the citizens across the state for the momentous 2009 flood, the 2010 flood and the snow and ice storms of 2010.

From Iraq and Afghanistan, to Kosovo, Bosnia, Ghana, the Democratic Republic of Congo, Djibouti, Haiti, Japan, Korea, Qatar, the United Arab Emirates and the United Kingdom, our National Guard has made a difference around the world this past biennium. Evidence of the commitment of our service members, Families, and employers is that the North Dakota National Guard continues to lead the nation in recruiting and retention, even during a time of war. Today our strength is at the highest levels since the early 1990's. Nearly 70% of the North Dakota National Guard's current members have joined since the tragic attacks of September 11th, 2001. The future of our organization lies ably with our young National Guard members of today.

In Kosovo and surrounding regions, some 650 North Dakota National Guard Soldiers served as a part of a 2,200 member multi-national contingent whose mission was maintaining a safe and secure environment and providing freedom of movement for the people of Kosovo. KFOR12, as

it was known, clearly succeeded in that mission. The 1-188th Air Defense Artillery-RAID (Rapid Aerostat Initial Deployment) provided high-tech surveillance security for coalition forces in Afghanistan and Iraq during the fourth rotation of that mission involving Soldiers from North Dakota. North Dakota aviators deployed to Iraq and logged more than 6,200 safe Blackhawk flight hours in a highly volatile combat zone focusing on critical transportation and logistical missions.

The North Dakota Air National Guard's joint venture with the Minot Air Base continues to be highly successful, partnering North Dakota National Guard Airmen with their active duty counterparts to protect nuclear missile assets. Our Happy Hooligan Airmen in Minot, the 219th Security Forces Squadron, continue to set high standards as they recently became the first National Guard unit to receive a 'ready' status from Air Force Global Strike Command. The C-21 aircraft bridge mission in Fargo continues while the 119th Wing eagerly awaits the C-27J Joint Cargo Aircraft, expected to arrive in the winter of 2012-2013. The Wing remains steadfast with their mission to fly the MQ-1 Predator, - an Unmanned Aerial Vehicle operated by pilots, sensor operators, and intelligence personnel - supporting Combatant Commanders from Fargo in the fight against terror. Over 150 Wing personnel are supporting Predator missions on a daily basis from Fargo, ND, while actively engaged in critical missions in Iraq and Afghanistan.

Later this year, we expect to mobilize nearly 300 Soldiers and Airmen to support engineering and aviation missions in Iraq, Afghanistan, and Kosovo.

Taking care of Soldiers and Airmen continues to be my number one priority. To meet the needs of our service members and their Families we have increased our capabilities by adding chaplains, licensed social workers, and a full-time reintegration officer. The Military Service Center in Bismarck is host to the staff that developed a carefully planned reintegration program, which it is now implementing. Welcoming a Soldier or Airmen home from service abroad is just the beginning. Our focus shifts from getting them home safely to ensuring a smooth transition or reintegration to civilian life. Families, employees, communities and Guardsmen all play a vital role in this effort.

Our Veteran Outreach team is positioned throughout the state to support and assist service members. Since the inception of the Military Service Center in Bismarck, the reintegration staff, Veteran Outreach personnel, the Office of the Chaplain and our Human Relations Counselors, have reached out to over 14,000 veterans and family members of all wars and military branches of service. Moving forward with the expansion of services and personnel to the eastern part of North Dakota, with the support of the Legislature, will enhance our efforts to ensure that North Dakota has the premier program for the care of service members and their families.

From one of the preeminent Veteran's Bonus Programs in the nation, to ensuring that our service members receive tuition assistance, to the out-pouring of support our Families receive from across the state when we have had service members injured or killed in service to their country, the commitment and continued support to our men and women in uniform has been strong, unwavering, and key to our success. Each of our men and women in uniform realize the great appreciation of all North Dakotans for their military service.

All of these mission successes and the many accomplishments of our Citizen-Soldiers and Citizen-Airmen, to include robust and aggressive reintegration efforts, would not be possible

without the continuing support of our Legislature, Governor, the Families of our Guardsmen, employers and citizens of North Dakota.

Department of Emergency Services

The North Dakota Department of Emergency Services (NDDDES) manages the State Emergency Operations Center (SEOC) on a 24/7 basis, coordinating state, local, private, and federal resources to ensure a synchronized statewide response to emergencies and disasters. NDDDES conducts planning, exercises, and training to prevent, prepare for, respond to, and recover from emergency events. It is responsible for coordinating activities with local, tribal, state, and federal agencies in the production and distribution of public safety information.

The department also manages and coordinates federal disaster programs. These include public assistance and hazard mitigation, which provide funding for repairs to public infrastructure and projects that reduce or eliminate future risk to lives and property. The department administers and disburses federal homeland security grant funding directly to county and tribal emergency management offices and provides funds to first responder organizations at the state, regional, and local level. NDDDES also includes State Radio operations, which provides access to law enforcement information, first responder and emergency operations communications, along with 911 services to the state's citizens. In addition, it is the primary provider of statewide dispatch services for state agencies, including the North Dakota Highway Patrol.

The 61st Legislature passed HCR 3011 supporting the regional response concept. During the current biennium, stakeholder input has helped create significant progress. North Dakota now has eight regional hazardous materials response teams, four fully equipped at the technical level, and four at the operational level. Two incident management assistance teams (IMATs) have been organized, trained, and equipped and are capable of deploying to any location in the state in support of local incident commands. There have also been significant investments to improve SWAT and bomb teams shared by several communities. Search and rescue teams, focused on cold water rescue are currently being developed.

Regionalization and its collaborative approach to achieving quality statewide emergency preparedness and response capability has received overwhelming support as the most judicious use of federal and state funds and the most efficient way to provide all jurisdictions appropriate equipment assets and highly trained personnel.

State Radio has successfully implemented Phase I of the Computer Aided Dispatch project. It has significantly improved office and responder safety throughout the state, streamlined dispatching procedures, and reduced human error. The 61st Legislature authorized funding to identify alternatives to constructing new radio towers and to install a tower near Wales. The Wales tower will be fully functional this month and will fill a significant communications gap in the Wales area. NDDDES commissioned a study to identify State Radio gap areas and alternative towers sites for State Radio infrastructure. The study identified 12 gaps and existing towers that may be used to fill the defined gaps. The department's 2011-2013 budget requests funding to close six of the twelve gaps identified in the study. Also, several upgrades to infrastructure within the State Communications Center were completed. Finally, advances in technology and equity increases provided by the legislature have dramatically reduced employee turnover within State Radio, a great success story.

Phase II of the State Emergency Operations Center (SEOC) upgrade has been completed to include GIS mapping capability, various graphical information displays and communications equipment. The SEOC leverages technology to create better situational awareness and a common operations picture for all agencies managing or supporting emergency operations across North Dakota. These investments were timely and have led to overall success in providing required response support to local government during the multiple disasters and incidents the past two years. During the next biennium, the department will work to establish an alternate SEOC location.

Current Budget Status (09-11)

General Funds:

The 09-11 budget for the Office of Adjutant General includes both the North Dakota National Guard and the Department of Emergency Services. The ongoing expenditures for both divisions for the 09-11 biennium have been on track as projected with the exception of our State Radio projects. The large IT projects, CAD Phase II and the Base Map within State Radio will be requested as carry over projects at the end of the 09-11 biennium under the authority of NDCC 54-44.1-11. Studies for alternatives to constructing new State Radio Towers and effects of next generation 911 are requested as carry over in Section 7 of this bill. All of these projects will be completed in the 11-13 biennium.

We do not anticipate any general fund turn back from either division for the 09-11 biennium from base budget operational accounts, however, approximately \$5 million will be deposited back to the general fund related to the 2009 flood disaster as provided by the 2009 Legislature in Senate Bill 2444.

Federal Funds:

Over the past biennium, the NDDES received \$207,133,865 in federal funds of which \$187,991,418 were FEMA grants funds and \$19,142,447 were Homeland Security grant funds. Thus far, \$148,901,315 has been dispersed during the current biennium to counties, cities, tribal governments, emergency management entities, and first responder organizations. Federal funding received has mostly been expended for disaster recovery efforts resulting from the 2009 flood and for the four presidential declared disasters in 2010. Funds have also been expended to improve state, county, and tribal preparedness planning, law enforcement planning, intelligence analysis activities, interoperable communications, and developing regional response capabilities.

During the current biennium we have requested an additional \$143,567,500 in federal authority through the Emergency Commission, of which \$142,832,500 was disaster related. The remaining amount of \$735,000 included \$400,000 in federal authority to accept stimulus funds from National Guard Bureau for energy related maintenance and repair projects and \$335,000 for a grant received by Civil Air Patrol for the purchase of a Forward Looking Infrared (FLIR) system.

One-time Funding:

The National Guard division received the following one-time appropriations for the 09-11 biennium:

- a. Veterans Bonus payments were increased by \$500,000 through House Bill 1482 which amended NDCC 37-28-03 to eliminate the cap of \$1,800 thus recognizing multiple

deployments and financial hardships as our service members return from their deployments. To date we have spent approximately \$387,150 of this one-time appropriation

- b. Stimulus funding of \$3,472,270 which included \$2,522,270 for military energy-related maintenance and repairs, \$500,000 for high efficiency boiler replacements at Bismarck and Minot facilities, and \$450,000 for a new Operations Center at Hector Field in Fargo. The boiler projects have been completed, the last of the military energy-related projects is schedule for completion in February 2011, and the Operations Center's completion date is June 2011.

NDDDES division received the following one-time appropriations for the 09-11 biennium:

- a. The Motorola lease payment for State Radio infrastructure equipment for \$1,525,347 which has already been paid this biennium; the two final payments will be made next biennium.
- b. State Radio technology projects for \$3,600,000 included the following: \$2,100,000 for the state wide seamless Base Map, \$1,000,000 for CAD Phase II, \$325,000 for construction of a new state radio tower site near Wales, \$100,000 for conducting a study of the effects of next generation 911, and \$75,000 for a study of alternatives to constructing new State Radio towers,. As explained earlier, the Base Map, CAD Phase II and studies will carry over into the 11-13 biennium. Construction of the Wales radio tower will be completed this month.
- c. Technology equipment and software purchases for \$160,000 includes: \$125,000 for message switch web based software, \$20,000 for time synchronization software, and \$15,000 for replacement of the UPS batteries, all of which will be completed by the end of the current biennium.
- d. Disaster related one-time funding of \$126,150,000 is as follows: tornado grant funds for \$250,000 (general funds), snow removal grants for \$20,000,000 (disaster relief funds), 2009 flood disaster for \$105,500,000 (\$70M federal, \$23M disaster relief fund, and \$12.5M general funds) and \$400,000 for volunteer management grants (general funds). As stated earlier, we anticipate deposits back to the general fund of approximately \$5M related to the \$12.5M for the 2009 flood disaster, the tornado grant has been expended and approximately \$200,000 remains for the volunteer management grants. We have attached a complete accounting of the disaster relief fund (Attachment #1).
- e. Federal stimulus funding of \$311,500 for the National Crime Information Center (NCIC) testing, validation and audit security software. This project will be completed in February 2011.

We have attached a spreadsheet that shows a comparison of 07-09, 09-11 and the 11-13 budget request, (Attachment #2).

11-13 Biennial Budget Overview

Overall, the 11-13 budget recommendation has a \$7,869,258 increase in general funds over our base level funding from the 09-11 budget; this includes one-time funding amounts totaling

\$5,818,428. Also included is an increase in 10 FTE's with 5 funded with 75% federal funds and 25% general funds and the remaining 5 at 100% federal funding.

The 11-13 major budget changes for general funds are as follows:

National Guard:

1. Military Service Center East - \$150,000 (\$72,700 is one-time funding for start-up costs)
2. 1 FTE for Regional Training Institute - \$18,784 (25% State, 75% Federal)
3. Utilities increase for National Guard facilities - \$105,000
4. Maintenance & Repair for State Facilities - \$650,381 (\$385,381 is one-time funding for energy projects at state armories)
5. Fire and Tornado Insurance Increase - \$16,000
6. Maintenance costs for Civil Air Patrol FLIR - \$15,000

NDDDES:

1. 4 FTE's for Regional Emergency Management Coordinators - \$149,218 (25% State, 75% Federal)
2. State Wide Seamless Base Map - \$400,000 (One-time funding)
3. CAD Maintenance Costs - \$356,000
4. Message Switch Hardware - \$235,000 (One-time funding)
5. State Radio Central Electronics Bank (CEB) - \$1,100,000 (One-time funding)
6. State Radio Tower Package (6 Towers) - \$2,280,000 (\$2,100,000 one-time funding)
7. Motorola Lease Payment - \$1,525,347 (One-time funding and the last payment)

Overall federal and special funds have increased in our base level budget by \$84,316,277. This significant increase is mainly due to NDDDES disaster grant expenditures. The National Guard's federal funds were decreased by \$1,613,330 from the base budget due to a decrease in construction estimates in the Army Guard.

The following is a brief line-by-line description of the 11-13 Budget request for the agency which includes the major variances from the 09-11 biennium:

Subdivision 1. National Guard -

Salaries and Wages This line of our budget is increased to reflect proposed salary increases. The number of FTE's has remained the same under this line item.

Operating Expenses A one-time funding in this line is for anticipated start-up costs for a new military service center to be located in Fargo. Those costs of \$72,700 are included for furniture, set up and wiring costs. Operating cost increases not considered one-time costs include: \$77,300 for rental payments for the Fargo military service center, \$105,000 for utilities at the state supported Readiness Center Addition at Camp Grafton and the new Operations Center in Fargo, \$265,000 for maintenance and repair for all state supported facilities, and \$16,000 for Fire and Tornado insurance costs at the RTI and the Readiness Center both located at Camp Grafton.

Capital Assets The total of \$614,752 in general funds includes \$58,043 for special assessments for University Drive paving in Fargo, \$14,103 for special assessments for paving and improvements in Bismarck, \$70,225 for the Grand Forks Armory bond repayment, \$52,000 for grounds equipment replacement, and \$35,000 for payment in lieu of taxes at Camp Grafton Training Center. Also included in this line is one-time funding of \$385,381 for extraordinary repairs at state supported facilities. This funding will likely be used for the on-going replacement of our older inefficient energy systems such as a chiller replacement and a variable frequency drive at the Fargo Armed Forces Reserve Center.

Grants This line provides rental payments and maintenance project costs for 18 community owned armories partially occupied by National Guard units throughout the State. The 11-13 funding for these armories remains the same as the 09-11 funding at \$449,514.

The Veterans Bonus Program is also paid from this line item. During the 2009 Legislature a statutory change was made, which continued the same payment of adjusted compensation for domestic and foreign service but eliminated the previous caps and allows soldiers to be compensated for multiple deployments lessening financial hardships as they return from active duty. Additional funding of \$500,000 was provided for that purpose of which we have spent approximately \$387,150. We have requested a carryover of the remaining 09-11 biennium appropriations for the Veterans Bonus Program. This would be authorized by Section 6 of SB 2016. The estimated carry over will be \$600,000.

Civil Air Patrol We are the administrative agency for the North Dakota Civil Air Patrol, headquartered at Fraine Barracks. The increase in base funding from 09-11 to 11-13 is \$20,517. This increase is due to a budget request of \$15,000 for maintenance costs for equipment that was received through a federal grant during the 09-11 biennium. This grant allowed the ND Civil Air Patrol to significantly increase technology in search missions with the purchase of a Forward Looking Infrared (FLIR) system. The remainder of the increase in this line is for salary funding of legislative increases.

Tuition, Recruiting and Retention No increases in this line for the 11-13 biennium. This has been a highly successful program for the North Dakota National Guard as well as for it's Soldiers and Airmen. Not only has this program provided 100% tuition reimbursement when both federal and state funds are utilized, but it has also provided an outstanding tool for increasing our officer strength from 72% to 85% of our authorized requirements. Our army strength has risen from 3,214 to 3,337 and the air strength has grown from 1,022 to 1,044.

Air Guard Contracts Our budget request includes a \$1,437,780 increase from our base budget. Of that amount, approximately \$45,000 is general funds to support 09-11 legislative increases and also the proposed salary and benefits increase for the 09-11 biennium. Those increases are for FTE's within this line that are funded with 25% general funds and 75% federal funds. The remainder of this increase is federal funding for the current 54 FTE's within this line and also 5 new firefighter FTE's that are 100% federally funded in support of the ND Air National Guard located at Hector Field in Fargo.

Army Guard Contracts The 11-13 biennial budget has an overall decrease from it's base level funding of \$3,947,342 due to 09-11 additional federal funding of \$6 million for the ongoing construction of the new RTI and also \$12 million for the Readiness Center Addition, both located at Camp Grafton. This line also has a general fund increase of \$122,644 to fund 09-11 legislative

salary increases, 11-13 proposed salary and benefits and 25% general funding for 4 existing FTE positions that were funded in the 09-11 biennium for only the second year of the biennium. The general fund increase is also due to a new maintenance worker FTE at the RTI for the 11-13 biennium funded with 25% general funding and 75% federal.

Reintegration Program The 2009 Legislature approved a significant expansion of this program that funded a Military Service Center in Bismarck as well as program costs that include an additional FTE for a Human Relations Counselor and five temporary outreach personnel and travel costs necessary to reach out to all veterans in North Dakota. The funding also provided increased travel costs for the already existing two FTE Human Relations Counselors.

The reintegration program supports Soldiers and Airmen during the course of their deployment and assists them and their Families in transitioning once the Soldier and Airmen return from deployment. The members and their Families are at risk for numerous issues when there is a deployment such as chemical dependency, mental health issues, relationship issues, suicides, violence and many others. This program prepares the member and their loved ones for what is to come and help make the time as easy as possible during the deployment and assist members back to family and civilian life upon their return.

Our 11-13 budget request is for a continuation of the 09-11 reintegration program and also adds a new Military Service Center in Fargo to assist a high concentration of the public located in the eastern part of North Dakota. The request is for a leased facility with an estimated cost of \$150,000 which includes one-time start up costs of \$72,700 and \$77,300 for on-going lease costs. We are not asking for additional FTE's to support the MSC East. It is our intent to use existing FTE's and temporary employees.

The 2009 legislative intent was for all federal funds be utilized before using the \$1,377,409 appropriated from the legislature. The Office of the Adjutant General maximized all available federal funds for the various service member support programs. Over the last two fiscal years nearly \$3.4 million dollars has been provided in federal funds to support the various programs.

Veterans Cemetery Salaries The total requirement for the employee compensation package is \$576,916 of which \$328,216 is general funds and the remaining \$248,700 is special funds; an overall increase of \$87,775. The increases in both general and special funds are due to full funding of the 09-11 legislative increases, and the proposed salary and benefits package for the 11-13 biennium. The Cemetery has over 4,650 interments to date with over 800 interments per biennium which has significantly added to the workload for the current four FTE's. The current funding also provides for summer temporary employees.

Federal Stimulus Funds – 2009 The North Dakota National Guard received \$3,472,270 in federal authority from the 2009 legislature. This amount included \$2,522,270 for military energy-related maintenance and repairs. This funding was used for 20 energy-related, one-time projects of which the last one is projected for completion in February 2011. We also received \$500,000 for high efficiency boiler replacements at Bismarck and Minot facilities, and \$450,000 for a new Operations Center at Hector Field in Fargo. The boiler projects have been completed and the Operations Center's completion date is June 2011.

Subdivision 2. ND Department of Emergency Services –

Salaries and Wages We are requesting four new FTE's for the 11-13 biennium for currently held temporary positions in Homeland Security that serve as HLS Regional Coordinators. They are providing a critical coordinated state-wide effort in formulating the elements of regional response to potential significant events within our state. These positions are a cooperative effort between Ward County, Cass County, Burleigh County and the City of Grand Forks and NDDDES. Their funding is 75% federal and 25% general funds. The federal funds are Homeland Security grant funds that were obligated to the four entities. The counties turned back a portion of the funding to the State to initiate a comprehensive statewide regional response program. The returned funding enables NDDDES to administrate a cooperative and uniform program assuring policy and program continuity. The total cost for the four FTE is \$596,875, with \$149,218 general funds and the remaining \$447,657 is federal funds. The remaining increases are due to full funding of the 07-09 legislative increases and the proposed salary and benefits increases for the 09-11 biennium.

Operating Expenses Overall operating costs have increased by \$5,233,535 from our base budget. This is for federal funding related to disaster management costs with the majority of the disaster costs relating to site inspections. Prior to 2009, inspection costs for presidential disaster declarations were paid by grants through the ND Department of Transportation. Due to the magnitude of the 2009 flood, this process was found to be much more efficient having NDDDES use operating budget pay for the inspections. The costs are the same under both scenarios.

Capital Assets Our total capital asset line is \$2,327,347, of which \$1,525,347 is for the Motorola lease payment for State Radio infrastructure equipment, considered a one-time expenditure appropriation. This lease purchase will be completed in the 11-13 biennium with this funding. The remaining \$802,000 in the Capital Assets line is for federally funded disaster response and coordination equipment funded by Homeland Security Grants.

Grants The Grants line has a increase over base level funding of \$27M. This significant increase is due to disaster funding and projected expenditures for open disasters for both Public Assistance and Hazard Mitigation grant programs through FEMA. In addition to the FEMA grants, the Department now manages the following grants all of which are specifically targeted to accomplish federal goals.

Homeland Security Grant Program
Public Safety Interoperable Communication Grant
Interoperable Emergency Communications Grant
Operation Stone Garden Grant
Buffer Zone Protection Grant
Hazardous Materials Emergency Preparedness Grant
Emergency Management Performance Grants
Emergency Operations Center Grants
Citizen Corps Grant Program
Remote Community Alert System Program

The grant programs we manage are restrictive in terms of purpose and rules which limits our flexibility to internally utilize those federal funds for operations.

2009 Flood Disaster This budget line was newly created by the 2009 Legislature due to the extent of the damages and the significant funding for the 2009 flood. The estimated total costs for the flood are estimated at approximately \$180 million. During the 07-09 biennium our agency expended over \$24 million and an additional \$95 million in the 09-11 biennium. At the time of our budget submission we estimated \$52,923,008 in additional spending for the 11-13 biennium. The timing of these expenditures is highly dependent upon completion of on-going repair projects as well as mitigation projects.

Radio Communications The proposed budget to enhance interoperability and technology within State Radio provides \$4,335,000 for the following projects: 1. Statewide Seamless Base Map - \$900,000 2. Message Switch Hardware - \$235,000 3. State Radio Dispatch Console System (CEB) - \$1,100,000 4. State Radio Tower Packages - \$2,100,000. These projects are all one time expenditures and all general funded with the exception of \$500,000 for the Base Map.

Federal Stimulus Funds - 2009 NDDes received stimulus one-time funding of \$311,500 for the National Crime Information Center (NCIC) security software. This software enhancement created a higher level of security and greater efficiencies within the State Radio system. This project will be completed in February 2011.

I will now briefly address Sections 3. through 8. of the SB 2016.

Veterans Cemetery Maintenance Fund (Section 3.) This section provides a continuing special fund appropriation for the operations of the North Dakota Veterans Cemetery for the 11-13 biennium utilizing revenue generated from burial income and license plate sales. This is in addition to the Veterans Cemetery appropriation in Section 1. Subdivision 1. which includes a general fund appropriation of \$328,216 and a special fund appropriation of \$248,700 to support four FTEs and temporary positions as discussed earlier. This continuing appropriation has been used for several bienniums and also for efficient management of the Veterans Cemetery.

State Disaster Relief Fund (Section 4.) This appropriates the balance of the State Disaster Relief fund for state disasters with the approval by the Emergency Commission without further approval from the Budget Section. This fund was created during the 2009 Legislature (NDCC 37-17.1-27). A summary of the expenditures of the Disaster Relief Fund thus far and the estimated encumbered balance is attached as Attachment #1.

Maintenance and Repairs (Section 5.) This allows our agency the ability to transfer to the operating or capital assets line up to \$500,000 from other budget lines. This may only be used for the maintenance and repair of state-owned armories. In the 07-09 biennium we transferred \$450,000 to the state operations line for maintenance and repair projects. This transfer was from the Tuition, Recruiting and Retention line where additional federal funds were able to be utilized for tuition reimbursements leaving additional general funds for maintenance and repair. In the 09-11 biennium we do not expect any transfers as it pertains to this section due to a decrease of federal funding for tuition reimbursements.

Exemption (Section 6.) This section provides carry-over of the remaining balance of the Veterans Bonus program on June 30, 2011. It also allows the use of the remaining fund for adjusted compensation to veterans during the 11-13 biennium.

Exemption (Section 7.) This section provides carry-over of the remaining balance of the studies for next generation 911 and State Radio towers. In the 2009 HB 1016, our agency received \$100,000 for conducting a study of the effects of next generation 911 and \$75,000 for alternatives to constructing new state radio towers.

Emergency (Section 8.) This section provides an emergency clause for the Section 4. Appropriation of the State Disaster Relief Fund. This allows the spending of this fund, with Emergency Commission approval but without additional approval from the Budget Section for any disasters that may occur in the spring of 2011.

Mr Chairman, that completes my testimony, I will try to answer any questions you might have and I ask for your favorable support of SB 2016.

**OFFICE OF ADJUTANT GENERAL
STATE DISASTER RELIEF FUND (352)**

1/10/2011

FUND STATUS AS OF 12/31/2010:

ORIGINAL APPROPRIATION - SB 2012 (\$20M for 2009 Snow Disaster & \$23M for 2009 Flood Disaster)	\$43,000,000.00
SNOW GRANTS ISSUED THROUGH 6/30/09 1/	\$ (5,376,783.57)
 1/ In addition to the \$5,376,783 from SB2012, \$1.4M in general funds was appropriated in SB 1023 and \$100,000 in state contingency funds was provided by the January 22, 2009 Emergency Commission and \$1.0M SB2393 for a total snow expenditure of \$7,876,783.57.	
STATE MATCH FOR DISASTERS PRIOR TO 2009	\$ (685,472.82)
2009 FLOOD	\$ (3,231,233.75)
JANUARY 2010 WINTER STORM	\$ (1,506,693.13)
2010 FLOOD	\$ (2,842,790.41)
APRIL 2010 ICE STORM	\$ (2,847,774.96)
NG OPERATIONS BILLINGS	\$ 69,054.84
INTEREST ACCRUED THROUGH 12/31/10 (Not appropriated in 09-11 Biennium)	\$ 159,795.11
FUND BALANCE AS OF 12/31/10	\$26,738,101.31

DISASTER EXPENDITURE ESTIMATES (REMAINDER OF 09-11 FOR FUND 352):

<u>1/1/2011 THRU 6/30/11</u>	
STATE MATCH FOR DISASTERS PRIOR TO 2009	\$ (2,032,849.33)
2009 FLOOD	\$ (2,683,752.06)
JANUARY 2010 WINTER STORM	\$ (307,634.31)
2010 FLOOD	\$ (1,100,000.00)
APRIL 2010 ICE STORM	\$ (281,385.56)

PROJECTED BALANCE 6/30/2011 \$20,332,480.05

REMAINING ENCUMBRANCES FOR 11-13 BIENNIUM (ESTIMATED) \$ (7,900,000.00)

UNOBLIGATED BALANCE	\$12,432,480.05
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ADJUTANT GENERAL

<u>MAJOR PROGRAMS</u>	<u>EXPEND 2007-09</u>	<u>APPROPRIATIONS 2009-11**</u>	<u>2011-13 SB2016</u>
AIR-ARMY GUARD CONTRACTS	\$ 51,612,561.00	\$ 73,477,216.00	\$ 67,100,080.00
DES ADMINISTRATION	\$ 19,640,598.00	\$ 21,696,598.00	\$ 23,357,851.00
DIV OF HOMELAND SECURITY	\$ 52,679,165.00	\$ 278,510,023.00	\$ 116,075,887.00
NG OPERATIONS	\$ 22,619,956.00	\$ 25,892,188.00	\$ 12,651,461.00
DIV OF STATE RADIO	\$ 6,166,909.00	\$ 12,064,233.00	\$ 12,270,724.00
TUITION, RECRUITING & COMPENSATION	\$ 1,940,258.00	\$ 2,407,500.00	\$ 2,407,500.00
TOTAL	\$ 154,659,447.00	\$ 414,047,758.00	\$ 233,863,503.00

LINE ITEMS

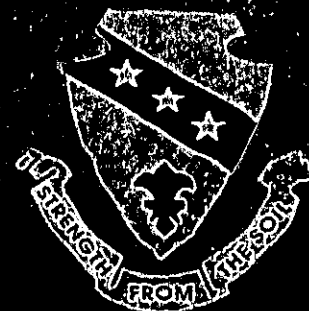
SALARIES AND WAGES	\$ 12,014,666.00	\$ 17,566,754.00	\$ 16,517,630.00
OPERATING EXPENSES	\$ 9,604,172.00	\$ 16,051,532.00	\$ 13,398,483.00
CAPITAL ASSETS	\$ 2,487,023.00	\$ 2,311,017.00	\$ 2,942,099.00
CAPITAL CONSTRUCTION CARRY-OVER	\$ 11,272,099.00	\$ 10,373,471.00	\$ -
GRANTS	\$ 40,836,018.00	\$ 141,215,065.00	\$ 71,869,285.00
2009 FLOOD DISASTER	\$ 24,332,019.00	\$ 144,164,317.00	\$ 52,923,008.00
CIVIL AIR PATROL	\$ 158,264.00	\$ 557,836.00	\$ 243,353.00
TUITION, RECRUITING & COMPENSATION	\$ 1,940,258.00	\$ 2,407,500.00	\$ 2,407,500.00
AIR GUARD CONTRACT	\$ 7,010,078.00	\$ 9,560,482.00	\$ 10,989,323.00
ARMY GUARD CONTRACT	\$ 44,571,195.00	\$ 60,077,645.00	\$ 56,110,757.00
REINTEGRATION PROGRAM	\$ -	\$ 1,377,409.00	\$ 1,550,149.00
ND VETERANS CEMETERY	\$ 330,782.00	\$ 489,141.00	\$ 576,916.00
RADIO COMMUNICATIONS	\$ 69,692.00	\$ 3,745,000.00	\$ 4,335,000.00
FEDERAL STIMULUS	\$ 33,181.00	\$ 4,150,589.00	\$ -
TOTAL	\$ 154,659,447.00	\$ 414,047,758.00	\$ 233,863,503.00
GENERAL	\$ 34,485,355.00	\$ 36,217,089.00	\$ 29,659,125.00
FEDERAL	\$ 111,614,328.00	\$ 325,051,247.00	\$ 188,835,823.00
SPECIAL	\$ 8,559,764.00	\$ 52,779,422.00	\$ 15,368,555.00
TOTAL	\$ 154,659,447.00	\$ 414,047,758.00	\$ 233,863,503.00

FULL TIME EQUIVALENTS	232	232	242
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**Appropriations for 09-11 include Emergency Commission Requests.

NORTH DAKOTA NATIONAL GUARD JOINT STRATEGIC PLAN 2010-2014

As of: December 2009



OUR VISION AND MISSION

OUR VALUES

GOAL 1: WIN THE FIGHT

1.1 Attain joint end strength of 4,430 (1080 ANG & 3350 ARNG) by Oct 2011.
OBJECTIVE OWNER: LCC, ACC (SME: RRC & ANG RRM)

1.2 Develop and implement a statewide Automation Communication System to enhance asset visibility, linking and communication prior to and during Emergency Operations and training NLT Sep 2010.
OBJECTIVE OWNER: DJS (SME: J3/7, J1, G4, G6, MSG)

1.3 Achieve Full Operational Capacity for the 219th ANG Security Forces Squadron at Minot NLT OCT 2010.
OBJECTIVE OWNER: Wing CDR (SME: 219th CDR)

1.4 Achieve Full Operational Capacity (C3) for the 141st MEB NLT SEP 2011.
OBJECTIVE OWNER: LCC (SME: G3/7, 141st MEB CDR, G1, G4)

1.5 Develop and Implement a plan to modernize individual Soldier equipment sets NLT OCT 2010.
OBJECTIVE OWNER: LCC (SME: G4)

1.6 Improve organizational communications processes (Strategic Communications) NLT DEC 2010.
OBJECTIVE OWNER: DAG (SME: DJS, DDJS, PAO, J5, J6)

GOAL 2: TAKE CARE OF PEOPLE

2.1 Develop and implement a Diversity & Equal Opportunity needs assessment and action plan for the NDNG NLT AUG 2010.
OBJECTIVE OWNER: JCSM (SME: J1, SCSM, & SCCM)

2.2 Identify and address the needs of service members, their families and employers before, during and after deployment NLT SEP 2010.
OBJECTIVE OWNER: JCSM (SME: J1, ESGR, FPO, SCSM, SCCM)

2.3 Develop a robust joint youth program that promotes youth development NLT SEP 2010.
OBJECTIVE OWNER: DJS (SME: J1)

GOAL 3: MEET TOMORROW'S CHALLENGES

3.1 Acquire and complete the transition to the C-27J NLT OCT 2013.
OBJECTIVE OWNER: ACC (SME: A5)

3.2 Become a Center of Gravity for all things Remotely Piloted Aircraft (RPA). NLT OCT 2011
OBJECTIVE OWNER: ACC (SME: Wing CDR, J5, 141 MEB, CGTC, RTI)

3.3 Develop Master Plan for Army and Air training capabilities within ND NLT SEP 2010. OBJECTIVE OWNERS: DAG (SME: RTI CDR, CGTC CDR, RTS CDR, G3/7, DFE, J5, A3)

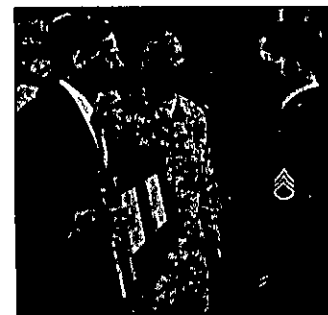
3.4 Provide facilities in Fargo to accommodate elements of the JFHQ Operations Center, ANG, and ARNG NLT OCT 2016.
OBJECTIVE OWNER: DJS (SME: DFE, Base Engineer)

3.5 Develop and implement policies and procedures for flight of RPAs in National Air Space (NAS). NLT OCT 2010.
OBJECTIVE OWNER: Wing CDR (SME J5)

3.6 Develop innovative, relevant state legislative initiatives NLT AUG 2010.
OBJECTIVE OWNER: DAG (SME: GAO, JAG, RRC & ANG RRM, DFE, DDJS)

3.7 Maintain / procure relevant force structure including G2 headquarters that's consistent with a sustainable endstrength and forecasted mission requirements by Sep 2011.
OBJECTIVE OWNER: LCC (SME: G3/7, J5, J3/7, RRM)

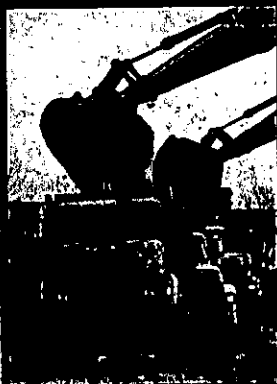
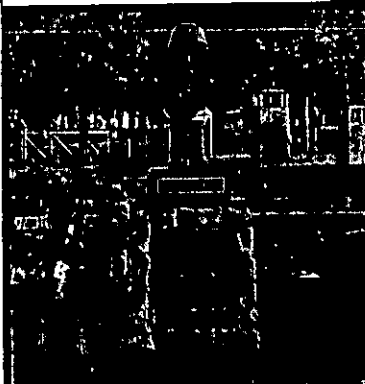
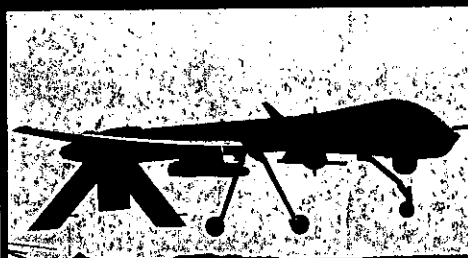
3.8 Upgrade, modernize and expand RPA mission in North Dakota to ensure relevance and viability of the 119th mission NLT OCT 2013.
OBJECTIVE OWNER: ACC (SME: J5, Wing CDR, GAO)



OUR GOALS AND OBJECTIVES

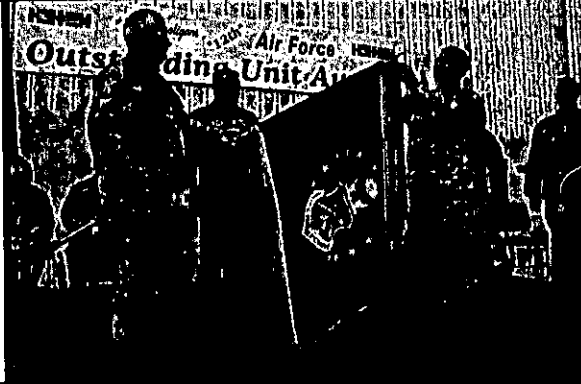
Vision:

A dynamic, relevant force where everyone is a trained, mentored and empowered leader.



Mission:

Providing ready units, individuals, and equipment supporting our communities, state, and nation.



OUR VISION AND MISSION

Leadership - Our people and our families are our greatest assets. We value caring and mentoring leaders. Everyone is a leader.



Excellence - We expect all of our people to strive for tactical and technical excellence.



Trust - We value trust and reward it by giving it. We trust our people to do what is asked of them.



Integrity - We do what is ethical and right; our actions match our words.

Respect - We treat and consider others appropriately.

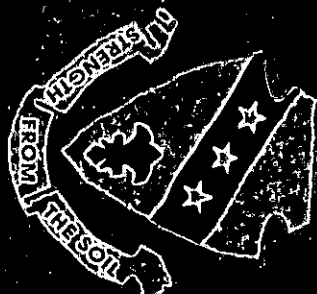
Selfless Service - We value the welfare of our communities, state, and nation before our own.

OUR VALUES

OUR GOALS AND OBJECTIVES

NORTH DAKOTA NATIONAL GUARD JOINT STRATEGIC PLAN 2010-2014

As of: December 2009



North Dakota National Guard Joint Executive Council



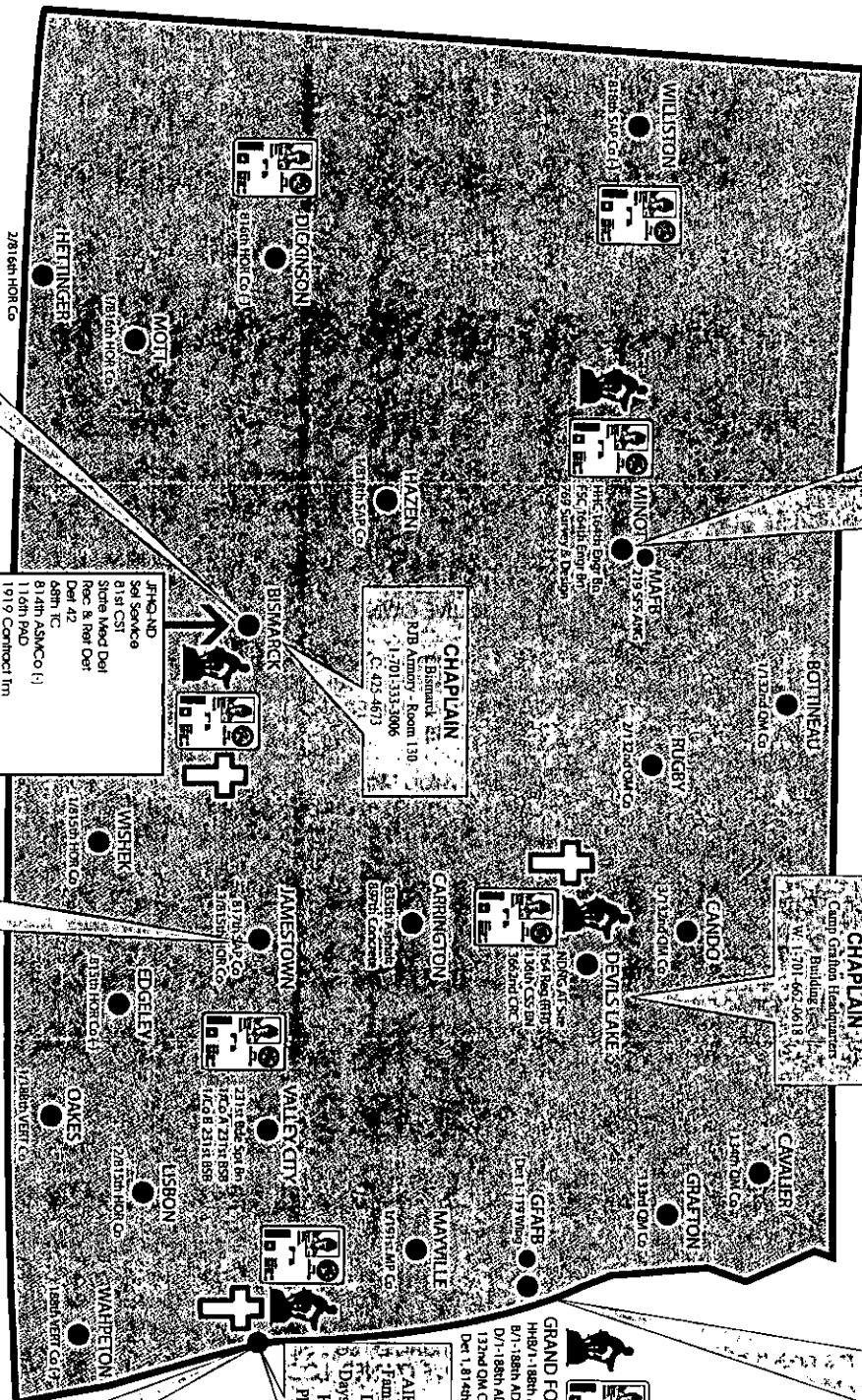
Family Program
1-800-242-4940



December 2009

MINOT
 Location: Minot AFB
 Days Open: Monday - Friday
 Hours: 9 AM to 5 PM
 Phone: 701-420-5861 or 1-800-720-1096

GRAND FORKS
 Location: Grand Forks Armory
 Days Open: Monday - Friday
 Hours: 8 AM to 4 PM
 Phone: 1-701-792-4568 or 1-800-399-0871



FARGO
 FAIR NATIONAL GUARD
 Family Readiness Coordinator
 Location: 119th Wing
 Days Open: Monday - Friday
 Hours: 8 AM to 4 PM
 Phone: 1-701-451-2112

FARGO
 119th Wing
 141st MIB
 188th Army Band
 191st MP Co (I)
 Co A 231st BSB (I)
 Co B 231st BSB (I)
 426th Sig Net Spt Co

FARGO
 Location: Fargo Armory
 Days Open: Monday - Friday
 Hours: 8 AM to 4 PM
 Phone: 1-800-460-1407
 Family Assistance Advisor: 701-451-6090
 Licensed Social Worker: 701-451-6093

JAMESTOWN
 Location: Jamestown Armory
 Days Open: Monday - Friday
 Hours: 8 AM to 4 PM
 Phone: 1-877-628-2652 or 1-701-253-3976

BISMARCK
 Military Service Center
 1850 E. Expressway Ave
 Days Open: Monday - Friday
 Hours: 8 AM to 4 PM
 Phone: 701-333-4800
 Family Readiness Specialist: (701) 333-4802
 Family Assistance Advisor: (701) 333-4807
 Licensed Social Worker: (701) 333-3352
 State Youth Coordinator: (701) 333-4803
 Military One Source: (701) 333-4812
 Transition Assistance: (701) 333-4816
 Reintegration: (701) 333-4814

- Chaplain Services
- DEERS/RAPIDS ID Cards
- Regional Fitness Center
- Family Assistance Center
- Local Armory
- Regional Armory
- Air Force Base

HONORING THOSE WHO SERVED

The rendering of Military Funeral Honors is a way to show the Nation's deep gratitude to those who, in times of war and peace, have faithfully defended our country. This ceremonial paying of respect is the final demonstration a grateful nation can provide to the veterans' families. The tradition of providing Military Funeral Honors, in some form, began in ancient Greece and Rome. The funeral honors protocol of today traces its roots to these ancient ceremonies as well as to historical American experiences.

Eligibility for Military Funeral Honors is the same as for interment in a Veterans Cemetery.



For further information on
Interments or Military Funeral Honors,
please contact:

Phone: 701-667-1418

Fax 701-667-1419

E-mail: vetcemnd@ng.army.mil

or visit our website:

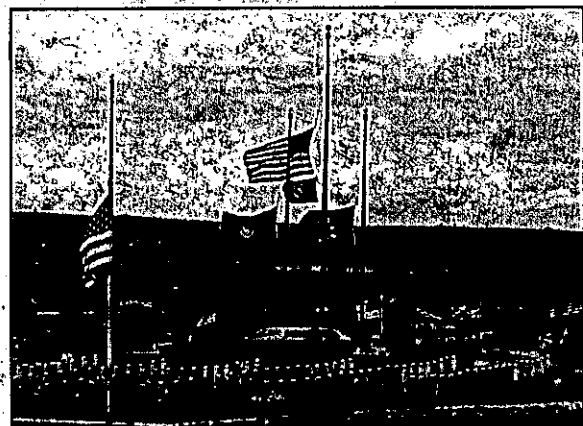
www.ndguard.com/benefits

20M

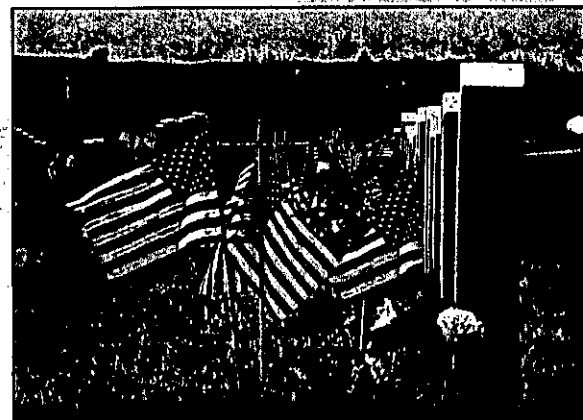
10/09



Cemetery Chapel and Visitor's Center



North Dakota Veterans Cemetery

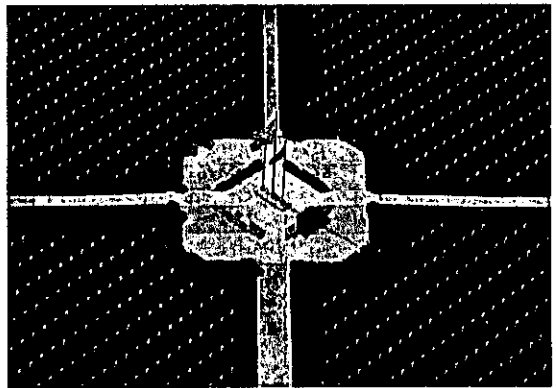


Message from the Board of Directors, North Dakota Veterans Cemetery Foundation

The North Dakota Veterans Cemetery is dedicated to the men and women who have served this state and nation with unequalled distinction and honor.

The state of North Dakota, in tribute to the devotion shown by our veterans in defense of the ideals and values we hold so precious, honors these dedicated professionals by providing a site where they may find eternal peace in a serene setting rich in military history.

"Freedom is never more than one generation away from extinction. We didn't pass it to our children in the blood-stream. It must be fought for, protected, and handed on for them to do the same, or one day we will spend our sunset years telling our children and our children's children what it was once like in the United States where men were free." — Ronald Reagan



Overview:

- The North Dakota Veterans Cemetery was established by an act of the 1989 Legislative Assembly and is operated by the Office of the Adjutant General of North Dakota.
- It is located 6.5 miles south of Mandan, ND, adjacent to Fort Abraham Lincoln State Park, overlooking the Missouri River.
- The cemetery is situated on 35 acres and was opened in July 1992.
- Several thousand burials have been conducted with committal services held Monday thru Friday, except for state holidays.
- The cemetery accommodates both casketed and cremated remains.
- Re-interred remains are welcome. Currently there are Civil War and Spanish American War veterans, as well as Medal of Honor recipients who have all been re-interred from other cemeteries.
- There is a large Memorial Day celebration held each year at the cemetery where all are welcome to attend and honor these fallen heroes.
- Additional information can be found online at: www.ndguard.com/benefits (click on "Veterans Cemetery").

You or your organization can memorialize or honor a veteran by helping to support the North Dakota Veterans Cemetery Foundation.

Your gift is tax deductible and the interest generated from this long-term fund will be used to operate and maintain the cemetery. It will also be recognized by donor level on our Kiosk Donor Board located in the visitor's center. Gifts are tracked and cumulative totals are recognized.

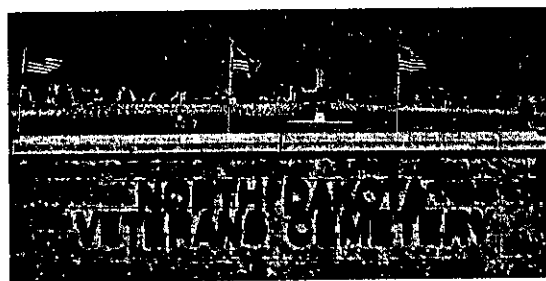
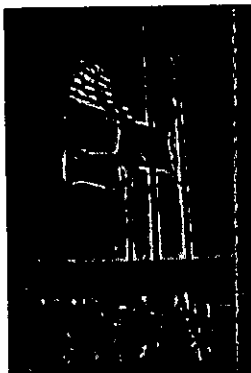
Ways to Give: Direct gifts of cash (check), securities, real estate, and planned future giving through gift annuities, charitable trusts, life insurance and wills. Contact the cemetery office personnel for additional information.

Organizational Gifting Levels:

\$1,000,000 Vanguard
 \$ 500,000 Patriarch
 \$ 100,000 Diamond
 \$ 50,000 Platinum
 \$ 10,000 Gold
 \$ 5,000 Silver
 \$ 2,500 Founder
 \$ 1,000 Friend

Individual Gifting Levels:

\$25,000 Flag
 \$20,000 Champion
 \$15,000 Titan
 \$10,000 Regent
 \$ 5,000 Eagle
 \$ 2,500 Patriot
 \$ 1,000 Pioneer
 \$ 500 Benefactor
 \$ 100 Patron



Please complete this form and enclose it with your donation.

DONOR INFORMATION:

Name: _____

Address: _____

City: _____

State: _____ Zip: _____

Amount enclosed: _____

Make checks payable to "North Dakota Veterans Cemetery Foundation" (NDVCF) and mail them to:

NDVCF
 1825 46th Street
 Mandan, ND 58554

=====

OPTIONAL: Donation is made in honor or memory of:

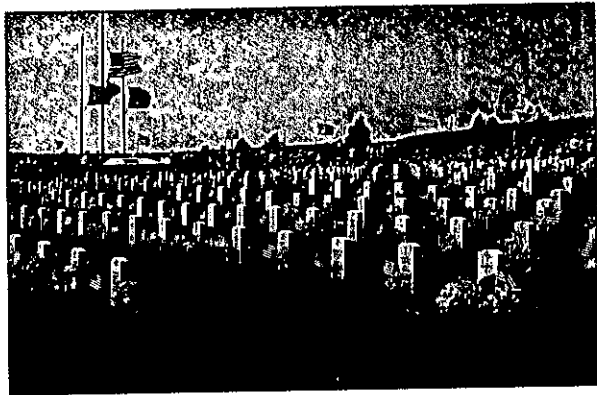
Name: _____

Please inform the next of kin listed below of this donation:

Name: _____

Address: _____

City: _____



Who Is Eligible for Burial in the North Dakota Veterans Cemetery?

- Any veteran of wartime or peacetime service who is eligible for burial in a "National Cemetery", in accordance with VA Publication VA-NCS-IS-1, regardless of state of residency.
- Present and past National Guard members and present and past members of the Army, Air Force, Navy, Marine Corps and Coast Guard Reserve forces.
- All military personnel interred in the cemetery must have received a discharge shown as "Honorable", "Under Honorable" Conditions or "General".
- The eligible spouse, widow, or widower of any person listed above. Normally the veteran and spouse (and other eligible dependents of the veteran) will be interred in the same gravesite or an adjoining gravesite as appropriate.
- There is no cost to the veteran for burial. If a spouse or eligible dependent is to be interred, there is an interment fee.

Making Cemetery Arrangements

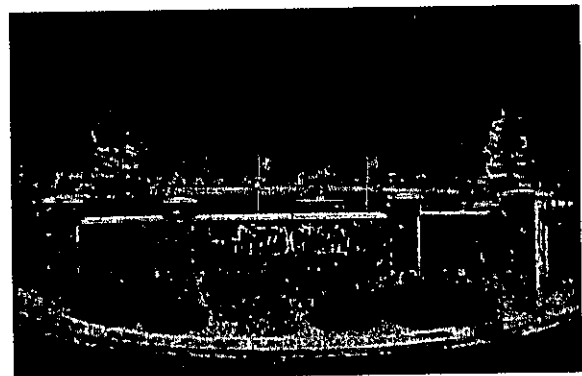
Burial arrangements can be made through a funeral home or by the next-of-kin directly with the cemetery staff. The office is open Monday through Friday, from 8:00 A.M. to 4:00 P.M., except for state holidays.

Burials will be scheduled on the hour, between 9:00 A.M. and 3:00 P.M. Central Time. Committal services are held in our committal chapel. We provide a limited number of chairs for the immediate family.

Committal services are the only type of service we accommodate in the committal chapel. The intended purpose of the committal chapel is to provide a safe, comfortable gathering space, away from gravesites, for a brief committal service.

Services such as funeral services or memorial services are not allowed in the committal chapel or on the cemetery grounds at any time. Viewing open caskets is not allowed at any time.

Additional information can be found online at www.ndguard.com/benefits (click on "Veterans Cemetery")



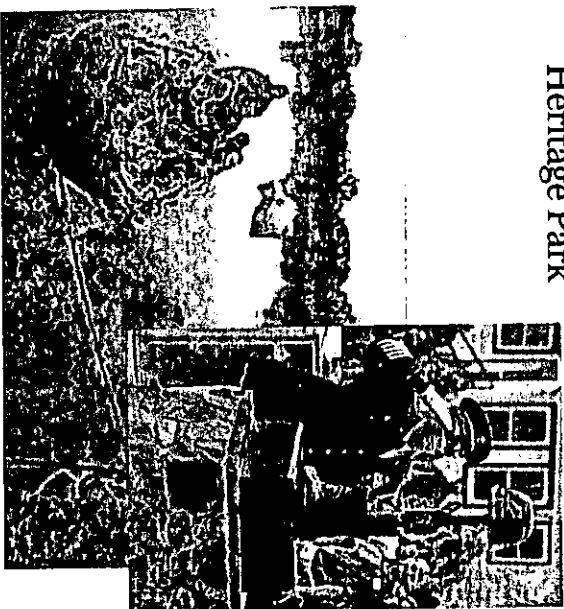
The ND National Guard Foundation (NDNGF) includes support for these essential programs that meet needs of Soldiers, Airmen, and their Families:

Emergency Relief Fund (ERF)

Tragedy Assistance Program for Survivors (TAPS)

Family Programs

Heritage Park



100% of the proceeds goes to support National Guard Members and their Families. The NDNGF is a not-for-profit organization with work accomplished by volunteers. For more information, you may contact the Foun at 701-333-2079.



The Foundation helps in many ways, and you can too:

Emergency Relief Fund (ERF): Provides financial assistance for unforeseen emergency situations such as natural disasters, accidents, illnesses, fires, etc. Your support has provided 85 grants since 2004.

Tragedy Assistance Program for Survivors (TAPS): This program offers an incredible experience for our families by providing them with essential support. It is for Families of all service branches. TAPS assists family members in dealing with issues related to the death of their loved one.

DONATIONS are tax deductible to the extent permitted by law.

The NDNGF is a 501(c)(3) tax exempt charity. Both corporate and individual donations are welcome and appreciated.

Please complete this form, detach it and enclose it with your donation.

Thank you for your support to our National Guard men and women and their Families!

DONOR INFORMATION

Name: _____

Address: _____

City: _____

State: _____ Zip: _____

Amount Enclosed: _____

I designate this donation for the following Program (s):

_____ ERF

_____ TAPS

_____ No preference -- use as needed



Please make your check payable to "North Dakota National Guard Foundation" (NDNGF) and mail to:

NDNG Foundation

P.O. Box 5511

Bismarck, ND 58506-5511

Donations may also be made online using PayPal at www.ndguard.com.

ND-TAPS

The ND Tragedy Assistance Program for Survivors (TAPS program) was founded in the wake of a military tragedy and now provides survivors the opportunity to share common fears and problems. They find strength and healing unique to losing a loved one in the line of military duty.

Since 2005, the North Dakota National Guard Foundation has provided support for the families of North Dakota Fallen Heroes to attend the TAPS. As of 2010, support for 123 family members to attend a life-changing seminar hosted by the national TAPS organization has been provided. The ND National Guard Foundation has adopted ND-TAPS as one of the programs it supports by providing the North Dakota families of fallen service members with the necessary transportation and housing so they can attend the national TAPS program events in Washington, D.C.

NORTH DAKOTA NATIONAL GUARD FOUNDATION

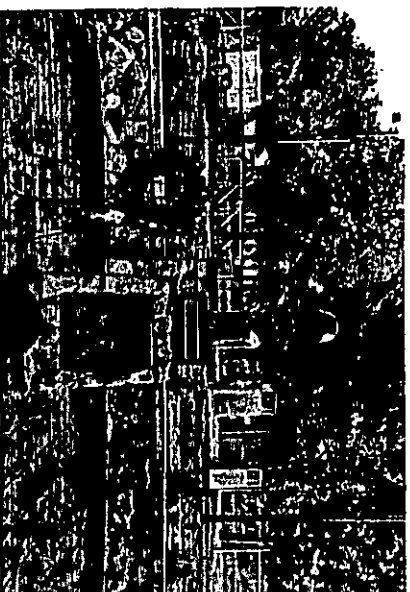


*Supporting
National Guard
Members and
Their Families*

**Emergency Relief Fund (ERF)
providing granted money for
unforeseen emergencies...**

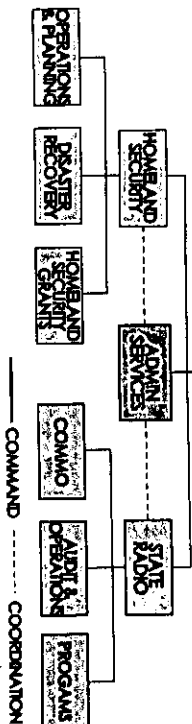
The ERF is a fund that provides financial support in sudden and unforeseen emergency situations such as natural disasters, accidents, illness, fire, or theft. The ERF also provides Commanders with an important asset to accomplish their basic command responsibility for the morale and welfare of their unit members.

Based on fund availability, the ERF may provide one grant per Guard family each year. An ERF committee composed of three individuals review grant requests, along with their supporting financial information, to determine need. Since March 2004, there have been 8 grants provided to ND National Guard Soldiers and Airmen.



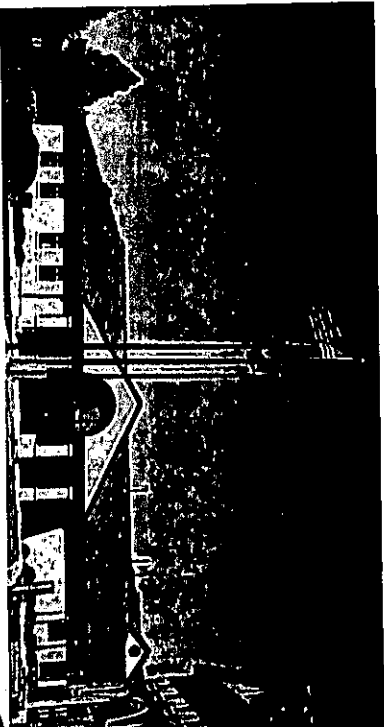
OUR ORGANIZATION

DES



WHAT WE DO

- We manage the State Operations Center on a 24/7 basis to ensure a statewide coordinated response to emergencies or disasters.
- We operate the State Radio Communications Center on a 24/7 basis which provides services to all first responders, emergency operations, and citizens in North Dakota.
- We coordinate with local, tribal, state, and federal agencies to produce and distribute public safety information.
- We implement the North Dakota's Homeland Security and Emergency Management Programs by:
 - 1) Administering Homeland Security and Disaster Recovery grant programs;
 - 2) Coordinating training and exercise programs for emergency operations personnel;
 - 3) Conducting planning to prevent, prepare for, respond to, and recover from natural or technological events for the safety and security of citizens in North Dakota.

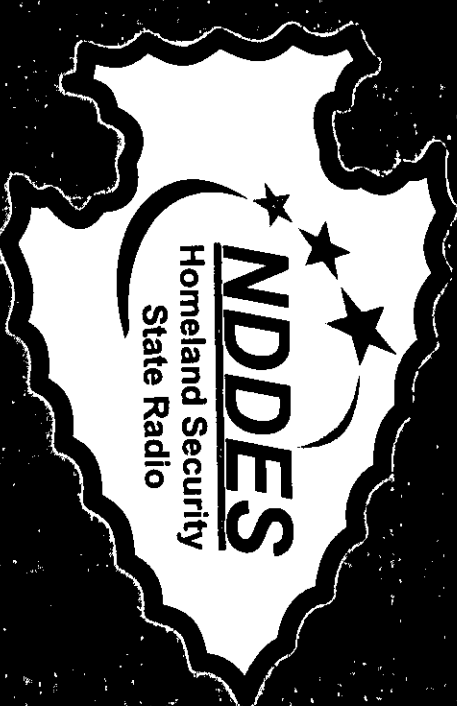


Building #35 at Frairie Barracks, Bismarck, ND



NORTH DAKOTA DEPARTMENT OF

EMERGENCY SERVICES



STRATEGIC PLAN

2008-2013

Major General David A. Sprague/Ret.
Director, Department of Emergency Services

Craig Wilz
Director, Division of Homeland Security

Mike Lynn
Director, Division of State Radio

■ ■ ■ OUR STRATEGIC GOALS

Goal 1. Improve integrated response across the state by implementing supporting programs, policy, and support services.

Objective 1-1. Develop, plan, review, and implement a regional capability through a four region construct for response to a chemical, biological, radiological, nuclear, or explosive event by 2013.

Objective 1-2. Implement the Frequency Management Plan and Signal Operating Instructions completed and approved by the State Interoperability Executive Committee in May 2010 by 2012.

Objective 1-3. Complete the rewrite of the State Emergency Operations Plan by 2012.

Objective 1-4. Develop and publish appropriate educational material to educate the public about emergency response and personal preparedness by 2012.

Objective 1-5. Develop a statewide mutual aid system that facilitates dispatch of required response capabilities quickly and seamlessly by 2011.

Objective 1-6. Develop incentives and programs for joint emergency management efforts by 2012.

Goal 2. Advance professional and technical skills of employees and acquire for them the necessary operational equipment to ensure the department is capable of supporting multiple complex emergency events.

Objective 2-1. Develop an in-house incident Management team to operate the EOC by 2012.

Objective 2-2. Organize and train task force and strike teams to support local response and recovery efforts for large complex events by 2012.

Objective 2-3. Develop a mobile joint information center to assist local officials during large or complex emergency response events by 2011.

Objective 2-4. Develop a cross training program that focuses on developing staff expertise for supporting emergency operations by 2012.

Goal 3. Enhance relationships with the department's stakeholder and customer groups with the primary focus on collaboration and partnership building.

Objective 3-1. Engage the department's stakeholder and customer groups to build stronger emergency response programs by 2011.

Objective 3-2. Develop partnerships to leverage and combine investments in communications, mapping, computer aided dispatch, and training programs developed to improve public and responder safety through 2013.

How to contact us

Department of Emergency Services

P.O. Box 5511

Bismarck, ND 58506

Phone: (701) 328-8100 or

1-800-773-3259

Fax: (701) 328-8181

<http://www.nd.gov/ides>



■ ■ ■ OUR VISION

Ensuring a safe and secure homeland for all North Dakotans.

■ ■ ■ OUR MISSION

Department of Emergency Services (DES) conducts planning, coordination, communications, and operations for the safety and security of all citizens in North Dakota.

■ ■ ■ OUR VALUES

INTEGRITY - Our words match our actions, we will strive to do what is right.

RESPECT - We will treat others as we want to be treated.

HONESTY - We will truthfully communicate our thoughts and feelings.

EXCELLENCE - We will perform professionally to the best of our ability.

DES ADVISORY COMMITTEE

Major General David Sprynczynatyk, Adjutant General
North Dakota National Guard
Director, Department of Emergency Services
Committee Chairman

(Vacant as of printing)
Representing North Dakota Peace Officers' Association

Mr. Tim Wiedrich
North Dakota Department of Health
Representing public health

Sheriff Steve Bay
North Dakota Sheriffs' Association
Representing local law enforcement

Mr. Mark Johnson
North Dakota Association of Counties
Representing Association of Counties

(Vacant as of printing)
Representing League of Cities

Mr. Jerry Bergquist
Stutsman County 911 Coordinator
Representing 911 Association

Mr. Jerry Kemmet
North Dakota Bureau of Criminal Investigation
Representing state law enforcement

Mr. Brad Erickson
ND Healthcare Association
Representing local healthcare providers

Curt Halmrast
ND EMS Association
Representing emergency medical services

Mr. Dean Pearson
Bowman County Emergency Manager
Representing the ND Emergency Management Association

Chief Bob Sivak
ND Fire Services
Representing local fire services



1850 E Bismarck Expy PO Box 5511 Bismarck, ND 58506-5511

tel 701.333.4800 800.242.4940 fax 701.333.4825

www.ndguard.com

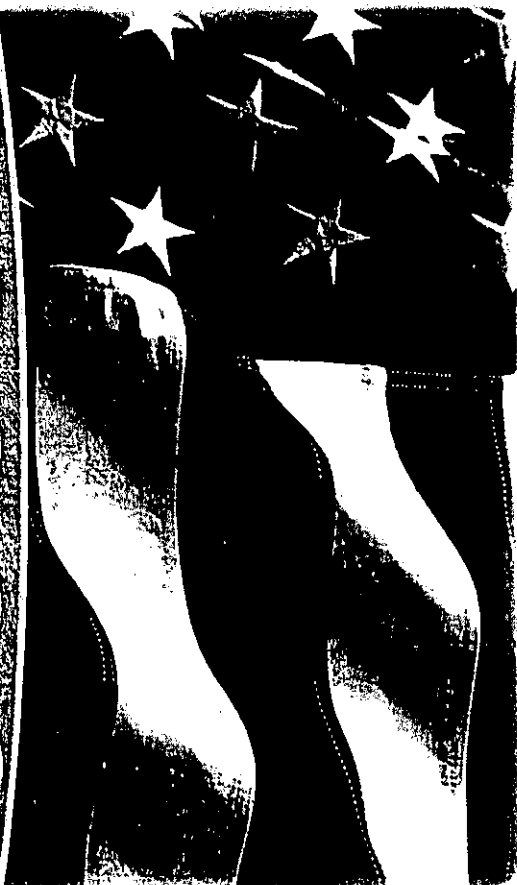


F R E E D O M



20

97



SERVICE MEMBER & FAMILY SUPPORT

SERVING ALL Service Members, Veterans and their Families





Welcome to the new Military Service Center or MSC, where our motto is "Service Members, Veterans and their Families, Yesterday, Today and Tomorrow."

One of the most enduring elements of being a member of the U.S. Armed Forces is the sense of family. Each branch has its own unique way of caring for its members and their families.

In the same context, returning from a deployment can trigger a mixed bag of emotions. While you're elated at the thought of returning home to your Family and friends, making the transition back to civilian life is a challenge. We are profoundly aware that a Service Member's life extends beyond the deployment.

In these pages you'll find information and insights designed to inform, encourage and strengthen. We are a resource to increase awareness of new and existing initiatives, services, and support available to all Service Members, past and present, along with their Families.

Our staff is looking forward to getting to know you and assisting in any way possible. We are here for your success.

If there is something we can do to assist, please contact:

Rob Keller 701.333.4801 or 800.242.4940.

Director of Service Member and Family Support
North Dakota National Guard

CPT Donovan Blazek 701.333.4821

Deputy Director of Support

CW4 Shelly Sizer 701.333.4814

Deputy Director of Services



ROB KELLER



Family Readiness	4
Family Assistance Center	6
Yellow Ribbon/Reintegration	7
Transition Assistance Advisor	8
Military Outreach	9
Suicide Prevention Team	10
Survivor Outreach Specialist	11
Joint Family Support Assistance Program	12

• Military One Source	
• Personal Financial Counselor	
• Military Family Life Consultants	
Psychological Health Program	14
Sexual Assault Response Team	15
Other Support Organizations	16
• Office of the Chaplain	
• Military Funeral Honors	
• Employer Support of the Guard & Reserve	
DEERS and RAPIDS	19
Library Resources	19



FAMILY READINESS

"The truth of the matter is that you always know the right thing to do. The hard part is doing it."

- General Norman Schwarzkopf

MISSION: To establish and facilitate ongoing communication, involvement, support, and recognition between military families and the North Dakota National Guard in a partnership that promotes the best in both.

FAMILY READINESS GROUPS:

- Provide support and assistance to each other
- Communicate! Provide accurate information flow
- Ensure that all families are included; welcome new families
- Provide briefings/training to family members & volunteers
- Coordinate activities supporting deployment - keeps parents, spouses, children active
- Coordinate with community resources - veterans' clubs, churches, schools, etc.

BENEFITS OF FRG FOR FAMILIES:

Morale support
Develop friendships
Share information
Obtain referrals
Positive attitude

BENEFITS OF FRG FOR SOLDIERS:

Peace of mind
Ability to focus on mission
Improve job performance
Safety

YOUTH ACTIVITIES:

The Child and Youth program supports the social, emotional, and academic needs of military children and youth. It encourages the development of positive self-esteem, self-confidence, respect for self and others, team skills and leadership abilities.

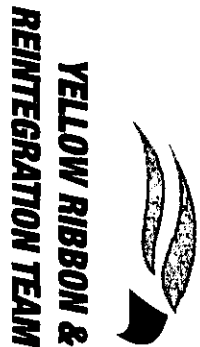
FAMILY READINESS STAFF:

CPT Donovan Blazek	Family Readiness Officer	701.333.4821
1LT Janet Masseth	Family Readiness Coordinator	701.333.4802
Justin Mattson	Family Readiness Assistant	701.333.4805
Aaron Wolf	Family Readiness Support Assistant MEB	701.451.6390
Lane Scanson	Family Readiness Support Assistant 68TC	701.333.3193
1SG Richard Marschner	State Youth Coordinator	701.333.4803
Jessica Clark-Wojnarowicz	Deployed Youth Coordinator	701.333.4822
SGT Julie McKenzie	Family Program Assistant	Deployed
Jody Harms	Airmen & Family Readiness Program Manager	701.451.2112



F A M I L Y





MISSION: Family Assistance Centers are located throughout the state. Our primary goal is to be a "one stop" center where Families of deployed Service Members can go for information and assistance.

OUR SERVICES INCLUDE:

ID Cards & DEERS Enrollment	TRICARE Medical & Dental Assistance
Financial Information and Referral	Legal Referral
Emergency Financial Assistance	Mental & Emotional Health Referral
Community Information and Referral	Local assistance to Family Readiness Groups

LOCATIONS:

Bismarck Military Service Center 800.242.4940 or 701.333.4800	Melissa Kilde 701.333.4808	Doug Semne 701.333.4807	Sara Blazek 701.333.4806
Minot Armed Forces Reserve Center 800.683.8150	Gary Siewert 701.420.5861		
Fargo Armed Forces Reserve Center 800.460.1407	JoAnn Czerwinski 701.451.6090		
Jamestown Armory/Civic Center 877.628.2652	Rod Olin 701.253.3976		
Grand Forks Grand Forks Armory 800.399.0871	Lowell Benson 701.792.4568		

HOURS:

Normal duty hours are 8:00 AM - 4:00 PM
Minot - 9:00 AM - 5:00 PM.
After hours contact: Melissa Kilde at 701.425.5996

Reintegration is a program that is a valuable part of keeping the NDNNG force ready and prepared for anything. This program enables the NDNNG to welcome home Service Members and assist them, as well as their families, friends and employers, with the transitional issues that accompany any deployment or separation.

The program begins from the time the unit receives the alert order and continues throughout the transition period returning home. There are before, during and after events that make up this phenomenal program. Before events help families and Service Members prepare for the road ahead. The "during events" help the families through daily struggles and the anticipation of the return home. The "during events" for the Service Member are the responsibility of the commander while in country to provide tools and support to all the Service Members. The "after events" consist of 30, 60, 90 day events, and 1, 3, and 5 year reunions to help ease the transition home. There is no limit to length of time that the "after events" may continue; the reintegration program is always here to the help Service Members. There are resources offered from the community, the Veteran's Affairs Organizations, educational seminars to help with marital and single readjustment, substance abuse, anger, stress and many more. Of course, we always ensure that fun and enjoyment are included as well.

CONTACT:

CPT Donovan Blazek Reintegration Officer	701.333.4821 701.425.7716	donavan.blazek@us.army.mil
Suzanne Richards Army Yellow Ribbon Support Specialist	701.333.4810 701.412.8735	suzanne.richards1@us.army.mil
Keith Huff Air Yellow Ribbon Support Specialist	701.333.4815 701.552.1076	ronald.k.huff@us.army.mil



TRANSITION ASSISTANCE ADVISOR



The TAA is the statewide point of contact to provide information, support, and direction to Service Members, veterans, and their families on benefits and entitlements available through various federal and state agencies.

The TAA networks, coordinates, and partners with a coalition of offices and agencies to include:

- ND National Guard State Headquarters offices: Employer Support of the Guard & Reserve (ESGR), Personnel and military medical records requests, Retirement and Survivor Benefit, TRICARE, Traumatic Servicemembers' Group Life Insurance (TSGLI)
- Department of Veterans Affairs: Veterans Health Administration (VHA), Veterans Benefits Administration (VBA)
- Vet Centers
- National Service Officers for AMVETS, DAV, American Legion, VFW
- ND Dept. of Veterans' Affairs (NDDVA)
- Dept of Labor-Veterans Employment & Training Service (DOL-VETS)
- Job Service North Dakota (JSND)
- County Veterans Service Officers
- Small Business Administration (SBA)
- Social Security Administration (SSA)
- as well as strong bonds with TAAs from other states and territories.

CONTACT:

Marilyn Rohrer
701.333.4816
marilyn.rohrer@us.army.mil

"It often requires more courage to dare to do right than to fear to do wrong."

- Abraham Lincoln

MILITARY OUTREACH



The Outreach Program is designed to encompass all Veterans, Families, and employers in the state of North Dakota. We have trained professionals throughout the state to ensure that Veterans and their Families are aware of their rights and benefits. These Outreach Specialists are available to assist Veterans of any era, any conflict, any service, and regardless of service type or time. They also assist family and employers.

OUTREACH SPECIALISTS ASSIST IN CONNECTING YOU TO THE RIGHT RESOURCE:

Military	Substance Abuse	Personal Counseling
Medical	Religious Education	Employment
Child	Family	Marital Counseling
Education	Psychological	Sustained Support
Housing	Financial	

CONTACT:

NE Region Gary Moore
(Grand Forks, Devils Lake area) 701.213.6138 gary.d.moore1@us.army.mil

Central Region - David Tabor
(Bismarck, Dickinson SW area) 701.333.4802 ashley.d.labor@us.army.mil

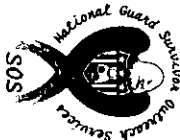
SE Region - Vince Dicks
(Fargo, Jamestown, Wahpeton area) 701.451.6059 vincent.dicks@us.army.mil

Central Region - John Pitsiladis
(Bismarck SE area) 701.390.4378 john.pitsiladis@us.army.mil

N. Central Region - Kelli Weiland
(Minot, Williston, Rugby area) 701.340.2779 colleen.weiland@us.army.mil



SUICIDE PREVENTION TEAM



SURVIVOR OUTREACH SPECIALIST



Suicide Prevention is a program that the NDNG takes very seriously. All our members are trained on how to recognize, assist, and cope with a person exhibiting suicidal signs and how to seek help for others or for themselves. The NDNG has a very open attitude about keeping all members ready, both mentally and physically, for any and all missions. Suicide Prevention is an annual briefing and is ultimately a Commander's program. However, the Office of the Chaplain and the Suicide Prevention Office are always willing to help support training, interventions, or anything in regards to helping our Service Members.

SUICIDE PREVENTION COORDINATORS:

1LT Rachael Walters
701.333.4814 or 701.425.4821
rachael.walters@us.army.mil

MSG Pamela Miller
701.333.4800



R E S P E C T



10

We are here to serve surviving Families of all branches of the military.

CONTACT:

Kristi Fetsch
701.333.3333 or 701.658.9533
kristi.fetsch@us.army.mil
Room 329, Raymond J. Bohm Armory
Bismarck, ND



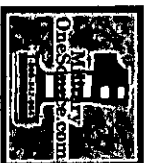
H O N O R



11



The Joint Family Support Assistance Program (JFSAP) embodies the DoD's vision to provide mobile, high-quality family services to augment current family programs' ability to meet the needs of Active Duty, Guard and Reserve family members. The primary focus of the JFSAP is to bring these high-quality family services to families who are geographically dispersed from a military installation and who might otherwise be unable to access much needed support.



Military OneSource is a free 24/7/365 information and referral service available via toll-free telephone (800.342.9647) and Internet access (www.MilitaryOneSource.com) to Active Duty, Reserve and Guard (regardless of activation status) and their immediate family members. The services of Military OneSource are especially beneficial to those geographically separated from installation services or those who are unable to seek assistance during traditional working hours. The Military OneSource program improves the quality of life of military families and the overall effectiveness of the military community.

If you would like a briefing at your FRG on what Military OneSource has to offer, please contact:

CONTACT:

Angela Messmer
701.333.4812
angela.messmer@militaryonesource.com

PERSONAL FINANCIAL COUNSELOR

The Personal Financial Counselor (PFC) counsels, educates, and creates personalized strategies for Service Members on personal financial readiness, money management, and budget management, enabling them to maintain or reach financial health.

CONTACT:

Nafitai (Na) Kioa
701.333.4813 or 800.242.4940

MILITARY FAMILY LIFE CONSULTANT

Through the Military Family Life Consultants(MFLC) Program, licensed clinicians in Social Work, Counseling, or related clinical discipline assist service members and their families with issues they may face through the cycle of deployment - from leaving their loved ones and possibly living and working in harm's way to reintegrating with their community and family.

The MFLC program provides support for a range of issues including: relationships, crisis intervention, stress management, grief, occupational and other individual and family/children issues. Support for these issues empowers individuals during the problem-solving process, increases individual and family competency and confidence in handling the stressors of military life and ensures that issues do not impair operational readiness.

HOW CAN MFLC COUNSELORS HELP?

MFLC Counselors can help you and your family problem solve issues resulting from deployment, reunions, reintegration and other times of change including:

- Marriage and Relationship Issues
- Family Issues
- Stress and Anxiety
- Depression
- Grief and Loss
- Anger management
- Parent and child communication

CONTACT:

Carolyn Henderson
701.371.6573 or 800.317.4302
carolyn.x.henderson@nhn.com

James Davis (specializing in children)
701.317.2008 or 800.242.4940
james.w.davis@healthnet.com



PSYCHOLOGICAL HEALTH PROGRAM

The Director of Psychological Health will:

- Work closely with the Military Service Center
- Travel to military units throughout the state and consult with commanders and senior leaders on issues of psychological health, morale, and readiness
- Serve as a resource to deploying and redeploying military units
- Train and consult with civilian psychologists and other providers throughout North Dakota to more competently serve military service members and their families
- Be available to fill gaps in service availability, especially in urgent and emergency situations.

CONTACT:

Dr. Alan Fehr

Director of Psychological Health

701.225.1050 Direct

701.590.0136 Cell

701.260.5210 BB

alan.fehr@us.army.mil



LOYALTY



14



SEXUAL ASSAULT RESPONSE TEAM

Sexual Assault Prevention and Response Program is an educational and prevention based program to help protect the rights and safety of the members of the NDNG. The NDNG takes sexual assaults very seriously. This program is designed to help the victim heal through confidential reporting measures. Sexual assaults can be reported to us at any time and all will be treated with respect and confidentiality.

The goals of the Sexual Assault Prevention and Response Program are:

- Create a climate that minimizes sexual assault incidents, which impact Army personnel, Army civilians, and family members, and, if an incident should occur, ensure that victims and subjects are treated according to Army policy.
- Create a climate that encourages victims to report incidents of sexual assault without fear. (Survivors are encouraged to report the incident directly to the SARCT.)
- Establish sexual assault prevention training and awareness programs to educate Soldiers.
- Ensure sensitive and comprehensive treatment to restore victims' health and well-being.
- Ensure leaders understand their roles and responsibilities regarding response to sexual assault victims, thoroughly.

CONTACT:

1LT Rachael Walters

Coordinator

701.333.4814

701.425.4821

rachael.walters@us.army.mil

Heather Mattson

Assistant Coordinator

701.333.4802

Air: Capt Penny Ripperger

701.451.2195

penny.ripperger@ndfarg.af.mil

Army: CW4 Shelly Sizer

701.333.4814

"There are no secrets to success. It is the result of preparation, hard work, learning from failure."

- General Colin Powell

15

OFFICE OF THE CHAPLAIN

The NDNG Office of the Chaplain consists of Army National Guard and Air National Guard Chaplains, Chaplain Assistants, and Licensed Social Workers.

The Mission of our team is to provide, in our respective areas, religious and spiritual support, as well as, emotional and mental health support to NDNG Soldiers, Airmen, and their Families.

SERVICES PROVIDED:

Religious Support & Pastoral Care (Military/Family) Crisis Intervention
Single Soldier/Airman Relationship Training Relationship Issues
Marriage Enrichment Training Deployment Support (Families)
Reintegration Support (Military/Family) Counseling & Referral
Connect Military/Families to Resources

STAFF:

NDNG STATE CHAPLAIN

CH (CoJ) William Ziegler
701.282.6573 or 701.261.4958
william.ziegler1@us.army.mil
Fargo

NDNG CHAPLAINS

Chaplain (LtCol) John Flowers
701.451.2679
john.flowers@ndfarg.ang.af.mil
119th Air Wing, Fargo

Chaplain (CPT) Brock Sailer
701.381.8676
brock.sailer@us.army.mil
Camp Grafton

Chaplain (MAJ) Maury Millican
701.527.1572
maury.millican@us.army.mil
Bismarck

*Chaplains and Licensed Social
Workers will also travel to meet with
Military Members/Families.*

STAFF CHAPLAIN FOR NORTH DAKOTA

CH (LTC) David L. Johnson
701.333.3006 or 701.425.4673
david.leslie.johnson@us.army.mil
RJB Armory, Bismarck

NDNG LICENSED SOCIAL WORKERS

Bernadette Ternes
701.333.3352 or 701.226.2905
bernadette.ternes@us.army.mil
RJB Armory, Bismarck

Jane Johnson
701.451.6093 or 701.866.7933
jane.m.johnson@us.army.mil
AFRC, Fargo

Angela Christensen
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MILITARY FUNERAL HONORS

WHAT ARE MILITARY FUNERAL HONORS?

The ceremonial paying of respect and the final demonstration of the country's gratitude to those who, in times of war and peace, have faithfully defended our Nation." Members of the funeral honors detail fold and present the American flag to the veteran's survivor and Taps is sounded.

WHO IS ELIGIBLE FOR MILITARY FUNERAL HONORS?

Military members in the following categories are eligible for military funeral honors: military personnel on active duty; former members who served on active duty and were discharged under conditions other than dishonorable; members of the Selected Reserve; former members of the Selected Reserve who served at least one term of enlistment or period of initial obligated service and were discharged under conditions other than dishonorable; and former members of the Selected Reserve who were discharged due to a service-related disability.

Military Funeral Honors: 866.963.4977

State Coordinator, Janette Fetch

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RJB Armory, Room 146

Bismarck, North Dakota



DEDICATION





EMPLOYER SUPPORT OF THE GUARD AND RESERVE (ESGR)

Employer Support of the Guard and Reserve (ESGR) is a Department of Defense agency that seeks to develop and promote a culture in which all American employers support and value the military service of their employees. It does so by recognizing outstanding support, increasing awareness of the law, and resolving conflicts through mediation.

Who we help: Employers and members of the National Guard and Reserve.

What we do: Staff and hundreds of volunteers within ESGR's 56 Field Committees throughout the U.S. provide the following services:

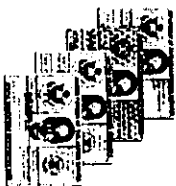
Information: We inform and educate service members and their civilian employers regarding their rights and responsibilities under the Uniformed Services Employment and Reemployment Rights Act (USERRA). Statutory authority for USERRA resides with the Department of Labor, and ESGR serves as a neutral, free resource to employers and service members. Many of ESGR's resources are available at www.esgr.mil.

CONTACT INFORMATION

If you have questions on ESGR or recognizing an outstanding employer please contact Mr. Kevin Iverson, Executive Director, Employer Support for the Guard and Reserve - North Dakota at 701-333-2057 or at Kevin.Iverson@us.army.mil.

"We stand for freedom. That is our conviction for ourselves; that is our only commitment to others."

- John F. Kennedy



DEERS AND RAPIDS

DEERS maintains personnel and benefits information for:

- Active, retired, and reserve uniformed service personnel
- Eligible family members of active, retired, and reserve uniformed service personnel
- DoD civil service personnel
- DoD contractors requiring logistical access
- DEERS is also responsible for producing DoD ID Cards (RAPIDS and Common Access Cards).
- DEERS supports benefit delivery including medical, dental, educational, and life insurance.

If you need an ID card or to update your DEERS record, please call 701.333.4800 or 800.242.4940 to schedule an appointment.

LIBRARY RESOURCES

We have a variety of fiction, nonfiction, self-help, and children's books that are available to check out. Many deal with issues related to military life and deployment. Please stop in and check them out!



C O U R A G E



NORTH DAKOTA NATIONAL GUARD

Mobilization Fact Sheet

(as of Jan 13, 2011)

NOTES:

- This document is organized in "reverse chronological order" and provides facts on units that have mobilized or have received alert notifications for possible mobilization since Sept. 11, 2001.
- Units highlighted in **RED** are "Mobilized or Alerted for Mobilization"
- Units highlighted in **Purple** are "Demobilized"

	<u>Personnel Strength</u>
ND Air National Guard (96%)	1040 assigned – 1084 authorized
<u>ND Army National Guard (94%)</u>	<u>3333 assigned – 3542 authorized</u>
Totals (94.5%)	4373 assigned – 4626 authorized

Full-time Guardsmen (Federal Technicians & Active Guard & Reserve (AGR))

Air Guard – 359, Army Guard – 734.

Nationwide, the 353,000-strong National Guard averages about 12 soldiers per 10,000 people. North Dakota, leads the nation with a ratio of about 65 Guardsmen per 10,000.

Currently, the N.D. National Guard has about a dozen Soldiers and Airmen serving overseas. There are no major Army or Air Guard units deployed. The following Army Guard units have received alert notifications for possible mobilization.

	<u># Soldiers</u>
188 th Engineer Company (Vertical Construction)	164
1-112 th Security & Support Aviation Battalion	58
<u>835th Engineer Team (Asphalt) & 897th Engineer Team (Concrete)</u>	<u>40</u>
Approximate total	~262

835th Engineer Team (Asphalt) & 897th Engineer Team (Concrete)

- Unit based in Carrington, N.D.
- Received notification for training Oct10
- Specializes in paving operations

1-112th Security & Support Aviation Battalion

- Unit based in Bismarck, N.D.
- Received notification for training Oct10
- Specializes in aviation command and control
- Unit previously served in Bosnia in 2005

188th Engineer Company (Vertical Construction)

- Unit based in Wahpeton, ND
- Received notification for training Oct10
- Specializes in vertical construction missions, primarily as carpentry and masonry specialists, plumbers, and interior electricians
- Unit previously served in Iraq (2003-2004) and Kosovo (1999) as Bravo Company, 142nd Engineer Battalion

Company C, 2-285th Assault Battalion and detachments

- Received alert Apr08
- Strength at Mob/Deployment: 47 Soldiers and five UH-60 Black Hawk helicopters
- Mobilization date: 5Oct09
- Arrived Mobilization Station (FT Sill, OK) 7Oct09
- Arrived in theater: 16 Dec 09
- Returned to U.S. – Fort Sill, OK, 22Sep10
- Arrived in N.D. – Bismarck, ND, 28Sep10 (DEMOBBED)
- Send-off Event: 30Sep09, Bismarck AASF
- Commander/Senior NCO: CPT Douglas Larsen & 1SG Dan Marquart
- Higher HQ for Deployment: 12th CAB
- Freedom Salute: 5Dec10, Army Aviation Support Facility, Bismarck, ND
- Company C, 2-285th Aviation Assault Battalion was organized in Oct06 upon the redeployment of Task Force Strike where members of the Bismarck-based 112th Command Aviation Battalion participated in aviation airlift missions in Bosnia-Herzegovina from Dec05 to Oct 06.

1-188th ADA Sentinel Radar, OIF (Iraq)

- Received alert Oct08
- Strength at Mob/Deployment: 8 Soldiers
- Mobilization Date: 30Nov09
- Send off Event: 22Nov09 @ Grand Forks, ND
- Mobilization Station: Ft Hood, TX arrived 2Dec09
- Arrived in Theater: 7Jan10
- Arrived at Demob station Ft. Hood, TX: 5Dec10
- Returned to ND: 8Dec10
- Freedom Salute: 13Feb11
- Commander/ Senior NCO: SFC Michael Kraft, Devils Lake, N.D.

1-188th ADA Sentinel Radar, OEF (Afghanistan)

- Received alert Oct08
- Strength at Mob/Deployment: 25 Soldiers
- Mobilization Date: 30Nov09
- Send off Event: 22Nov09 @ Grand Forks, ND
- Mobilization Station: Ft Hood, TX arrived 2Dec09
- Arrived in Theatre: 8Jan10

- Arrived at Demob station Ft. Hood, TX: 5Dec10
- Returned to ND: 8Dec10
- Freedom Salute: 13Feb11
- Commander/ Senior NCO: CPT Walyn Vannurden & 1SG Gregory Paul Brockberg

1-188th ADA RAID IV (Afghanistan)

- Strength at Mob/Deployment 39 Soldiers
- Included command of 25 Soldiers, Sentinel Radar (listed above)
- Alert Order: 28 Oct 08
- Mobilization Date: 6Dec09
- Send off Event: 22Nov09 @ Grand Forks, ND
- Mobilization Station: Ft Hood, TX arrived 2Dec09
- Arrived in Theatre: 8Jan10
- Arrived at Demob station Ft. Hood, TX: 5Dec10
- Returned to ND: 8Dec10
- Freedom Salute: 13Feb11
- Commander/ Senior NCO: CPT Walyn Vannurden & 1SG Gregory Paul Brockberg
- This was the forth rotation from the 1-188th ADA performing this mission

KFOR12 (Kosovo Force - Balkans)

- Notification for Training 20Nov07
- Alert 3 Mar 08, Kosovo
- Strength at mobilization listed below
- Departed:
 - Fargo: 15 Aug 09
 - 122 Soldiers (HHC & A/231BSB); 161 Soldiers (B&C/Co 231BSB)
 - Bismarck: 17 Aug 09
 - 82 Soldiers (957th LMT)
 - Bismarck: 19 Aug 09
 - TF Falcon command group (3 to include CG)
 - Bismarck: 21 Aug 09
 - 143 Soldiers – remaining Bismarck area forces
- Arrived in Theatre: Various Dates
- Returned: Various times
- Freedom Salute:
 - Fargo 19Sept10 ~300 Soldiers
 - Bismarck 16Oct10 ~ LMT/HHC (1500 hrs)
- ND was the lead element in a 2,200-US and international task force of which the ND Army National Guard provided approximately 590 Soldiers + 33 (Pristina, Kosovo & Sarajevo)
- Bismarck:
 - NDNG JFHQ lead KFOR12
 - 68th TRP CMD
 - 957th EN CO (AFB)
 - 116th PAD

- Fargo:
 - Fargo: 141st CBT SPT BDE (ME)
 - Fargo: 426th Signal CO
- Valley City:
 - Valley City: 231st BSB
- Grand Forks:
 - 188th ADA BN
- About 160 Soldiers returned early 14May10
- Pristina/Sarajevo – arrived FT Benning, 17 Jul 10
- Returned to ND: 22, 23, 24Jul10
- Final command element returned to Bismarck (40 Soldiers) 28Jul10

Pristina, Kosovo & Sarajevo, Bosnia-Herzegovina component of KFOR-12

- Alerted 3Mar08
- Strength at mobilization 33 Soldiers
- Spent 1 week of PRE-MOB training at FT Benning, GA before travel to Germany
- Returned to ND: 22Jul10 DEMOBBED

"Not since the Korean War era (1950-53) has the NDNG mobilized a single unit of this size." (164th Infantry Regiment was mobilized during WWII & the Korea War). More NDARNG Soldiers were mobilized simultaneously for GWOT, however, they were assigned to multiple units. In 2003 the 142nd Engineer Battalion, the 957th Multi-role Bridge Company and the 141st Engineer Battalion were all mobilized at the same time; more than 1,100 Soldiers served in Iraq while 3,000 Soldiers and Airmen remained in ND to respond to state emergencies if ordered by the Governor."

Quick Analysis

- 142nd – Apr03 to Mar 04 502 Soldiers
- 957th - Feb 03 to May04 175 Soldiers
- 141st Dec 03 to Feb 05 480 Soldiers

N.D. Army National Guard units have previously participated in NATO-led peace missions in the former Yugoslavia (Balkans region of southern Europe). The Bismarck based Det. 1/129th Mobile Public Affairs Detachment served in Bosnia in 1997; the Wahpeton-based Bravo Company, 142nd Engineer Battalion served in Kosovo in 1999; 15 Soldiers participated in a Stabilization Force (SFOR) to supervise land mine removal in Bosnia-Herzegovina in 2003. In 2004, a five-member combat engineer team supported Explosive Ordnance Disposal (EOD) teams in de-mining operations in Kosovo, and most recently members of the Bismarck-based 112th Command Aviation Battalion participated in aviation airlift missions in Bosnia-Herzegovina in 2005-06.

- Kosovo/Balkans facts & brief history:
 - Kosovo is a territory disputed between Serbs & Albanians – both live there
 - Albanians claim that they are its original inhabitants, being the descendants of the ancient Illyrians.
 - Serbs claim that Kosovo lay at the heart of its medieval kingdoms and that during the middle ages few, if any, Albanians lived amongst them
 - Kosovo was part of original Serbian kingdom

- Key date in Kosovo's history is 28 Jun 1389
 - Serbs fought (and according to many historians, lost horribly) to invading Ottoman Turks – this battle is celebrated by Serbs
 - This loss led to Turkish advances & influence for next 300 years in the region. This is why there are Muslims in the Balkans region; mostly Albanian.
 - The word 'Balkan' is Turkish, and means "a wooded ridge or mountain"
- For more information on KFOR9 (current operation), visit: <http://www.kfor9.org/>

Detachment 42, Operational Support Airlift Agency (Bismarck)

- Strength at Mob/Deployment 8 Soldiers
- Received alert notification: 4Aug08
- Send-off Ceremony: 27Mar09, Bismarck
- Mobilization date: 27 Mar 09, FT Benning, GA
- Arrived in theater: Apr09
- Return to ND: 18 Feb 10
- Freedom Salute: 24 Jun 10, Apple Creek Country Club, Bismarck, ND
- Mission Location: Djibouti Combined Joint Task Force - Horn Of Africa (CJTF-HOA)
- Commander: Chief Warrant Officer 5 Mitch Torgeson
- Senior enlisted Soldier: Sgt 1st Class John Zacher
- This small but highly specialized aviation unit operates one C-12U Huron aircraft while stateside but will flew two C-12U Huron aircraft during this deployment. Their mission is to provide short-notice fixed wing transportation for personnel and cargo within their area of operations. Det. 42 is one of forty-two C-12 detachments nation-wide assigned to various state National Guard units.

1-188th ADA RAID III

- Received mobilization order: Mar08
- Strength at Mobilization/Deployment: 39 Soldiers
- Mobilization Date: 29Jan09
- Arrived at PRE-MOB station FT Hood, TX 1Feb09
- Arrived in Afghanistan: 3Mar09
- Returned to ND 29Jan10 (DEMOBBED)
- Send-off Event: 11Jan09 – Grand Forks Armory
- Freedom Salute 16May10
- Commander/Senior NCO: CPT Amber Monette- 1SG George Overby
- This was the third rotation from the 1-188th ADA performing this mission

191st MP Co (Fargo, Mayville, Bismarck) (Iraq)

- Received mobilization order: 24Oct07
- Strength at Mobilization/Deployment: 182 Soldiers
- Mobilization Date: 18Jan08
- Arrived at Mob Station Fort Dix, NJ: 20Jan08
- Arrived in Theatre: 3Apr08 (Kuwait)
- Send-off Events: Bismarck (18Jan08) & Fargo (19Jan08)

- Commander/Senior enlisted Soldier: CPT Ben Cleghorn – 1SG Kevin Keefe
- Arrived DEMOB station: FT Lewis, WA, 6Jan09
- Returned to ND 14Jan09
- Freedom Salute: 31May09

817th Sapper Co (Jamestown, Edgeley, Wishek Lisbon)

- 16Feb07 - Alerted For Possible Mobilization
- 7Jun07 - Mobilization date
- Jun07-Unit arrived in Fort McCoy, Wis.
- Sep07-Unit arrived in Kuwait
- 30May08 – Unit arrived Fort McCoy for DEMOB.
- 7Jun08 – Unit returned to N.D. (DEMOB)
- Strength at Mobilization: 104 Soldiers
- The 817th has its headquarters in Jamestown, while the 815th has units in Jamestown, Edgeley, Wishek and Lisbon, N.D.
- Mobilization Station: Ft. McCoy, WI
- Commander: CPT Craig Hillig

164th Engineer Battalion (HQS) (Minot)

- 20Nov06 - Alerted For Possible Mobilization
- 4Jun07 – Mobilization date
- Strength at Mobilization: 119 Soldiers
- Jun07-Unit arrived in Camp Shelby, Miss.
- Sep07-Unit arrived in Kuwait
- Unit returned to N.D 3May08 (DEMOBBED)
- 13 Sept Freedom Salute
- Unit served as headquarters leading Army National Guard Soldiers from Iowa, Minn. and Calif
- Commander: LTC Steven Jahner - Bismarck
- Senior enlisted Soldier – CSM Harley Schwind - Mandan

132nd Quartermaster Company (Grand Forks) (IRAQ)

- 20Nov06 - Alerted For Possible Mobilization
- 1May07 – Mobilization date
- 8May07 – Arrived Fort Hood, Texas for pre-deployment training
- 5Jul07 – Unit arrived in Kuwait
- 23Apr08 – Unit returned to MOB station (Ft Hood)
- 26Apr08 – Unit returned to N.D. (DEMOB)
- 2Aug08 – Freedom Salute Grand Forks Armory @ 1400 hrs
- Strength at Mobilization: 21 Soldiers
- Unit was responsible for potable water operations in several locations across Iraq.
- Commander: 1Lt Donald Williams – Bismarck
- Senior enlisted Soldier, Staff Sgt. Kenneth Weber – Devils Lake

1-188th Air Defense Artillery (RAID) (Grand Forks) Afghanistan

- 7Oct06 – Alerted for Mobilization
- 18Nov06 - Mobilization
- 27Nov06 – MSAD (Ft. Hood, Texas)
- 23Jan07 – arrived Afghanistan
- 23Jan08 – returned Ft. Hood, Texas for DEMOB
- 24Jan08 – DEMOBed
- Strength at Mobilization & DEMOB: 39 Soldiers
- Facts: Assumed mission from 1-188th ADA (JLENS). Rapid Aerostat Initial Deployment (RAID) team is a rapidly deployed high tech intelligence gathering system used to provide force protection. Replaced 188th ADA – JLENS
- Commander, MAJ Jon Erickson; NCOIC, 1SG John Waters

Engineer Brigade - (Iraq)

- 29Sep06 - Alerted for Mobilization
- 23Mar07: Mobilization (departed 24Mar07)
- 17Apr07: Departed Camp Atterbury for Iraq
- 18Apr07: Arrived in Kuwait/Iraq
- 16Mar08 – returned Camp Atterbury for DEMOB
- 21Mar08 – DEMOBED
- Mobilization Station: Camp Atterbury, IN (25Mar - 17Apr07)
- Strength at Mobilization: 45 Soldiers
- Expected Mission: Unit will be integrated into the Army Corps of Engineers Gulf Region Division in Iraq. Responsible for managing engineering projects; includes electrical power, potable water, medical facility and school construction. Their objective is to improve security of US service members and the quality of life for Iraq citizens. Unit members will be split up in Iraq and sent to various locations all over Iraq. Cdr will be located in Baghdad.
- Cdr, COL Dale Adams – Bismarck; NCOIC, CSM Orville Wang – Devil's Lake

1/129th Mobile Public Affairs Detachment - (U.S. Central Command)

- 13Apr06: Mobilization – (trained at Ft. McCoy, WI)
- Strength at Mobilization: 13 Soldiers
- Facts:
 - Mission: Unit consists of photographers, videographers and journalists whose mission is to tell the "National Guard story". Typical duties include news production or release activities, media relations activities and/or operating command information programs. They produce newspapers, newsletters, daily news sheets, photographs, and broadcast-quality audio and video products for units serving under U.S. Central Command (USCENTCOM).
 - 129th MPAD was originally activated for three months (22Mar-30Jun2003) to Ft. Riley, KS however did not deploy overseas.
 - 129th MPAD was activated during Operation Joint Guardian in 1997. Unit served nine months in Bosnia (1997)
 - 129th MPAD unit was split between ND & SD
- Commander: Maj Josh Baker, Bismarck

- Senior enlisted Soldier: 1st Sgt Marvin Baker, Minot
- Returned to ND Jun07 – DEMOBED
- Freedom Salute – 3Nov07, RJB Armory
- 1Oct07 unit became 116th PAD (Public Affairs Detachment)

1-188th Air Defense Artillery - (SECFOR) - Afghanistan

- Dec05: Mobilization - Ft. Lewis, WA
- Mar06: Arrived in Theater
- 21Mar07: Main body (115) at Ft. Lewis, WA
- 29 Soldiers in Afghanistan handing mission-off (returned early Apr07)
- Strength at Mobilization: 152 Soldiers (35 volunteers)
- Facts:
 - MISSION: Unit provides 24/7 checkpoint and personnel security
 - KIA 6Jun06: Sgt. Travis A. Van Zoest, 21, (Bismarck)
 - KIA 6Jun06: Cpl. Curtis R. Mehrer, 21 (Bismarck)
 - KIA 23Nov06: Cpl. Nathan J. Goodiron, 25 (Mandaree)
 - KIA 29Nov06: Cpl. Christopher K. Kleinwachter, 29 (Wahpeton)
- 30Mar07: Main body returned to N.D. (~115 Soldiers)
- 2nd group returned to N.D. 3Apr07 (29 Soldiers)
- Apr07 - DEMOB
- Freedom Salute: 28Jul07 Bismarck Civic Center

1-188th Air Defense Artillery-(JLENS) (Grand Forks) - Afghanistan

- Nov05: Mobilization - Ft. Hood, TX
- 2Feb06: Arrived in Theater
- Strength at Mobilization: 39 Soldiers
- Facts:
 - Joint Land Attack Elevated Netting Sensor (JLENS)
 - 1-188th ADA is the first National Guard unit to operate the JLENS system. JLENS utilizes an early warning and surveillance sensor installed on a tower system or in a helium aerostat, positioned at medium altitude. Such system provides over-the-horizon detection through electronic means.
 - Unit located at various Forward Operating Bases (FOBs)
 - MISSION: To protect US, allied, and coalition forces, civilian population centers, as well as critical military and geopolitical assets from air and missile attacks.
 - Two Soldiers have previously deployed to Iraq.
- 8Feb07: Demobilized Unit returned to ND via GF, Fargo, Bismarck
- Freedom Salute: 21Apr07 Grand Forks Armory

Company A, 164th Engineer Battalion - (Minot) - Iraq

- Aug05: Mobilization – Ft. Riley, KS
- Strength at Mobilization: 122 Soldiers
- Oct05: Unit departed for additional training at the National Training Center, Ft. Irwin, CA
- Nov05: Arrived in theater
- Stationed at LSA Anaconda (Balad)

- Mission: Trailblazer (clearing IEDs from main supply routes)
- KIA 23May06: Spc. Michael L. Hermanson, 21 (Fargo)
- 10Nov06: Demobilized Unit returned to Minot
- Freedom Salute: 24Mar07, Minot

112th Command Aviation Battalion- (Bosnia-Herzegovina) KFOR

- Jul05: Mobilization - Ft. Hood, TX
- Strength at Mobilization: 23 Soldiers
- Nov05: Departed to Germany for training before deployment to Bosnia
- Facts:
 - NATO Mission
 - Deployed with 8 Soldiers from WVARNG
 - Unit in support of unit from the 36th Infantry Division (TXARNG)
 - Unit performed Aviation Airlift missions
 - Unit deployed with four UH-60s
 - Unit assigned to Eagle Base near Tuzla, Bosnia-Herzegovina
- Oct06 Demobilized
- Freedom Salute 10Feb07, Bismarck

"F" Battery, 1-188th Air Defense Artillery- (Grand Forks) - Iraq

- Jun04: Mobilization - Ft. Bliss (pre-mob Ft. Polk, LA)
- Strength at Mobilization: 100 Soldiers
- Dec04: Unit arrived in theater
- Mission: To train Iraqi military forces; unit was instrumental in ensuring the Iraqi free election process went smoothly.
- Dec05: Demobilized

141st Engineer Battalion - (Valley City) - Iraq

- Dec03: Mobilization - Ft. Carson
- Strength at Mobilization: 480 Soldiers
- Feb04: Unit arrived in theater
- Facts:
 - Mission: Ensured that main supply routes are safe for travel by all military forces by conducting route clearance. This included locating and destroying Improvised Explosive Devices (IEDs). Unit also has capability to perform "horizontal" construction mission with bulldozers, graders, dump trucks and tractor trailers.
 - Purple Hearts awarded: 26
 - KIA 8May04: SPC. James J. Holmes, 28, (Grand Forks)
 - KIA 8May04: SPC Philip Brown, 22, (Jamestown)
 - KIA 22 Sep04: SSG Lance J. Koenig, 33, (Fargo)
 - KIA 4 Nov04: SPC Cody Wentz, 21, (Williston)
- Feb05: Demobilized

Detachment 42, Operational Support Airlift Agency (Bismarck) - Afgh

- Sep04: Mobilization - Ft. Bliss, TX
- Strength at Mobilization: 8 Soldiers
- Oct04: Arrived in Theater
- Mission: Provide high priority, short notice air transport to passengers and cargo movement for all Army components and members of the Department of Defense. Unit operates the 8-passenger C12 aircraft, a military version of the Beechcraft King Air twin engine turboprop.
- Mar05: Demobilized

Company A, 141st Engineer Battalion – (USAF Support Mission)

- Jan03: Mobilization - Ft. Carson, CO
- Feb03: Unit Deployed to Grand Forks, Minot and Fargo, ND
- Strength at Mobilization: 127 soldiers
- Mission: Augmenting security forces at Grand Forks and Minot Air Force Bases and the Air National Guard Base at Hector International Airport in Fargo
- Mission extended (59 soldiers)
- Nov04: Demobilized

KFOR 5B-Camp Bondsteel - Kosovo

- Oct03: Mobilization (Operation Enduring Freedom) Ft. Stewart, GA
- Strength at Mobilization: 5 Soldiers
- Feb04: Arrived in Theater
- MISSION: Responsible for assured mobility in Multi-National Brigade (East) [MNB-E] Area of Operations. Operate the "Mine Action Center" in Kosovo. Track all mines and unexploded ordinance in the province. Supported Explosive Ordnance Disposal Team (EOD) in evaluating and neutralizing all discovered mines and explosives. Provided guidance and contract administration on all engineering projects off of fixed installations. Responsible for monitoring and contracting repair and enhancement of road surfaces (rock slides, surface repairs, bridge upgrades & snow and ice removal) in order to ensure freedom of movement to enhance economic development. Provided topographic products to multinational customers including maps, terrain tools and satellite imagery.
- Part of TF Falcon (34th Infantry Division – MNARNG)
- Aug04: Returned to N.D. & Demobilized

957th Multi-Role Bridge Company (Bismarck) - Iraq

- Feb03: Mobilization Date
- Strength at deployment: 175 Soldiers
- Pre-mobilization training at Ft. Leonard Wood, MO
- Apr03: Arrived in Theater
- Facts:
 - Mission: Provide personnel and equipment to transport, assemble, disassemble, retrieve and maintain all standard U.S. Army bridging systems. To provide transportation of palletized loading system configured cargo.

- Unit was among the first National Guard units in the nation to be equipped with new Oshkosh Common Bridge Transport (CBT) trucks.
- KIA 22 Jul03, SPC Jon P. Fettig, 30 (Dickinson)
- KIA 24 Jan04, SSG Kenneth Hendrickson, 41 (Bismarck)
- KIA 24 Jan04, SGT Keith Smette, 25 (Makoti)
- Returned to ND May04: Demobilized

142nd Engineer Battalion (Combat Heavy) (Fargo) - Iraq

- Jan03: Mobilization Date
- Pre-mobilization training at Fort Carson, CO.
- Apr03: Arrived in Theater
- Strength at deployment: 502 Soldiers (NDARNG – All except C Company) Plus 145 Soldiers (C/142 - MNARNG) – Total Bn Strength 647
- Mission: Provided construction support to the U.S. Forces in Iraq to include roads, airfields, fortifications and buildings.
- Mar04: Demobilization Ft. Carson

SFOR 14 - Bosnia- Herzegovina

- Jul03: Mobilization
- Strength at Mobilization: 15 Soldiers
- Pre-mobilization training at Fort McCoy, WI
- Facts:
 - Stabilization Force in Bosnia and Herzegovina (SFOR)
 - Unit in support of 34th Inf. Div MNARNG
 - Mission: supervise land mine removal
 - Unit located at Eagle Base, Tuzla, Bosnia-Herzegovina
- Apr2004: Demobilized

3662 Maintenance Co - (Devils Lake) (Continental US)(CONUS)

- Feb03: Mobilization
- Strength at Mobilization: 184 Soldiers
- Pre-mobilization training at Fort Riley, KS
- Feb03: Unit originally mobilized for duty in CENTCOM area of operations: Mission was changed and unit remained in US.
- New Mission: repair equipment returning from CENTCOM
- Jul03: Unit transferred 74 of its Soldiers to Ft. Leonard Wood, MO.
- Mission: Provide General Support maintenance for conventional equipment & components
- Jan04: Demobilized

133rd Quartermaster Detachment (Water Purification) – (CONUS)

- Feb03: Mobilization
- Strength at Mobilization: 20 Soldiers
- Pre-mobilization training at Fort McCoy, WI
- Facts:

- Mission: Distribute potable water to Theater Army Area Units.
- Unit originally scheduled to deploy to CENTCOM area of operations but were instead demobilized.
- May03: Demobilized

131st Quartermaster Detachment – (CONUS)

- Mar03: Mobilization
- Strength at Mobilization: 47 Soldiers
- Pre-mobilization training at Fort Lewis, WA
- Mission: To establish and operate water purification facilities
- Unit originally scheduled to deploy to CENTCOM but was instead demobilized.
- May03: Demobilized

132nd Quartermaster Company (Water Supply) - (CONUS)

- Mar03: Mobilization
- Strength at Mobilization: 120 Soldiers
- Pre-mobilization training at Fort Lewis, WA
- Mission: To establish and operate Potable Water Storage Facilities and to install, operate, maintain and retrieve water hose lines.
- Unit originally scheduled to deploy to CENTCOM but was instead demobilized.
- May2003: Demobilized

129th Mobile Public Affairs, Detachment 1- (CONUS)

- Mar03: Mobilization
- Strength at mobilization: 13 Soldiers
- Pre-mobilization training at Fort Riley, KS
- Mission: news production, press release, media relations activities and operating command information programs. Unit produces newspapers, newsletters, daily news sheets, photographs, and broadcast-quality audio and video products.
- Unit originally scheduled to deploy to CENTCOM area of operations but were instead demobilized.
- 129th MPAD served in Bosnia in 1997 – Operation Joint Guardian.
- Jun03: Demobilization

Miscellaneous ND Army Guard deployments/missions

Airport Security

- Sep2001 to May2002: Gov. Hoeven deployed members of the NDNG to support and augment airport security at eight airports across ND.

Border Patrol

- 2006: NDNG members were activated to assist US Customs and Border Protection in their mission to insure a secure border between Mexico and the United States.

- 2002: NDNG members were activated to assist US Border Patrol in their mission to insure a secure border between Canada and ND.

North Dakota Air National Guard Mobilizations

The ND Air National Guard usually mobilizes individual Airmen or small teams.

119th Civil Engineer Squadron

- (6) First Air National Guard firefighters at Bagram Air Base, Afghanistan, Feb02
- 119th military firefighters established the airport fire department at Bagram
- Follow-up tour with 5th Civil Engineer Squadron, Minot AFB, ND
- (4) Airbase Operability (NBC) Readiness team to Masirah Island, Oman, 2002
- Established base-wide procedures for pre-attack preparedness and post-attack recovery from potential chemical, biological and nuclear threats within CENTCOM AOR
- Multi-service and multi-national installation with fighter, tanker, attack, transport and rescue aircraft and helicopters
- Explosive Ordnance Disposal technician, Baghdad Iraq
- 120 day tour with US Army fast response team working through Iraq, including clearing all forms of IEDs including MSR Tampa (Highway 1)

119th Security Forces Squadron

- Activated 11 Sept 2001 during transition from peacetime Force Protection Conditions (FPCON) Normal to FPCON DELTA at Hector International Airport.
- Federally mobilized Oct01
- Demobilized Sept03
 - Protection of F-16s destined for the combat air patrol orbits.
 - Deployed personnel to joint use FAA/USAF radar sites at in ND to prevent devastating loss of air traffic control radar coverage of the northern United States. Deployed 12Sep01 and redeployed to home station 20Sep01.
 - Deployed to augment civilian law enforcement personnel at eight commercial airports within North Dakota on 27Sep01.

NORTH DAKOTA NATIONAL GUARD MOBILIZATION HISTORY

<u>RANKING</u>	<u>OPERATION/EVENT</u>	<u>DATES</u>	<u># MOBILIZED</u>
1 st	Operation Enduring Freedom/Noble Eagle/Iraqi Freedom (Global War On Terror)	2001-Present	Over 5,800
2 nd	World War I	1917-1918	3,700
3 rd	World War II	1940-1945	3,199
4 th	Korean War	1950-1953	2,404
5 th	Mexican Border Incident	1916-1917	1,090
6 th	Berlin Crisis	1961-1962	790
7 th	Philippine Insurrection	1898-1899	635
8 th	Operation Desert Shield/Desert Storm	1990-1991	632
9 th	Operation Joint Endeavor/Guardian/Forge (Balkan Operations)	1997-2000	164

Office of the Adjutant General

Organization



Office of
The
Adjutant General

N.D. National Guard

Department of Emergency Services

Joint Force
Headquarters

Department
of
Homeland
Security

State
Radio

Army
National
Guard

Air
National
Guard

Civil Air
Patrol



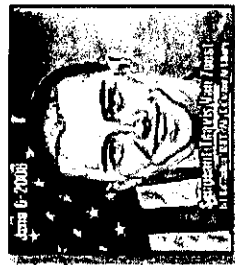
NATIONAL
GUARD
North Dakota

Office of the Adjutant General



North Dakota National Guard

All gave some.
Some gave all.



NATIONAL GUARD
North Dakota

NATIONAL GUARD
North Dakota



**OFFICE OF ADJUTANT GENERAL
STATE DISASTER RELIEF FUND (352)**

1/10/2011

FUND STATUS AS OF 12/31/2010:

ORIGINAL APPROPRIATION - SB 2012 (\$20M for 2009 Snow Disaster & \$23M for 2009 Flood Disaster)	\$43,000,000.00
SNOW GRANTS ISSUED THROUGH 6/30/09 1/	\$ (5,376,783.57)
 1/ In addition to the \$5,376,783 from SB2012, \$1.4M in general funds was appropriated in SB 1023 and \$100,000 in state contingency funds was provided by the January 22, 2009 Emergency Commission and \$1.0M SB2393 for a total snow expenditure of \$7,876,783.57.	
STATE MATCH FOR DISASTERS PRIOR TO 2009	\$ (685,472.82)
2009 FLOOD	\$ (3,231,233.75)
JANUARY 2010 WINTER STORM	\$ (1,506,693.13)
2010 FLOOD	\$ (2,842,790.41)
APRIL 2010 ICE STORM	\$ (2,847,774.96)
NG OPERATIONS BILLINGS	\$ 69,054.84
INTEREST ACCRUED THROUGH 12/31/10 (Not appropriated in 09-11 Biennium)	\$ 159,795.11
FUND BALANCE AS OF 12/31/10	\$26,738,101.31

DISASTER EXPENDITURE ESTIMATES (REMAINDER OF 09-11 FOR FUND 352):

<u>1/1/2011 THRU 6/30/11</u>	
STATE MATCH FOR DISASTERS PRIOR TO 2009	\$ (2,032,849.33)
2009 FLOOD	\$ (2,683,752.06)
JANUARY 2010 WINTER STORM	\$ (307,634.31)
2010 FLOOD	\$ (1,100,000.00)
APRIL 2010 ICE STORM	\$ (281,385.56)

PROJECTED BALANCE 6/30/2011 \$20,332,480.05

REMAINING ENCUMBRANCES FOR 11-13 BIENNIUM (ESTIMATED) \$ (7,900,000.00)

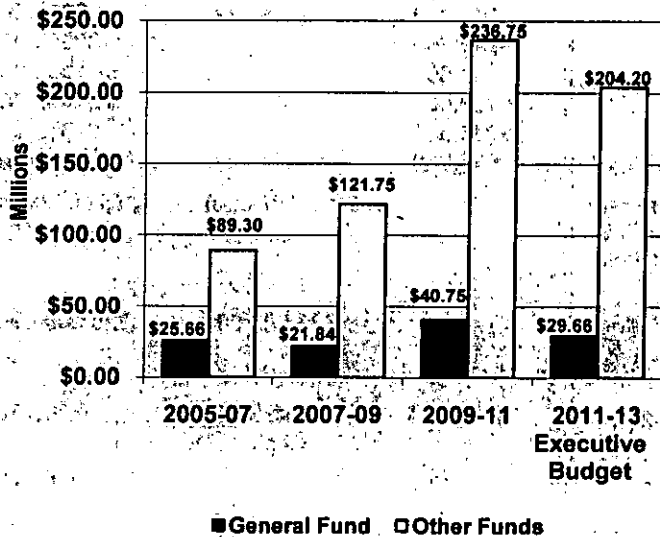
UNOBLIGATED BALANCE	\$12,432,480.05
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Department 540 - Adjutant General, including National Guard and Department of Emergency Services
Senate Bill No. 2016

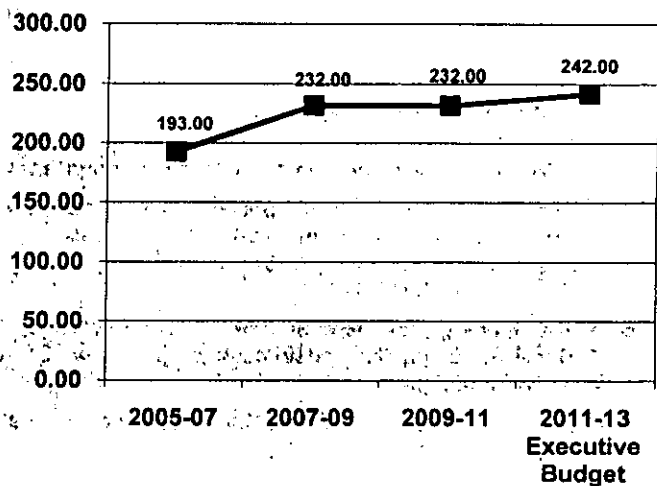
	FTE Positions	General Fund	Other Funds	Total
2011-13 Executive Budget	242.00	\$29,659,125	\$204,204,378	\$233,863,503
2009-11 Legislative Appropriations	232.00	40,745,214	236,751,871	277,497,085
Increase (Decrease)	10.00	(\$11,086,089)	(\$32,547,493)	(\$43,633,582)

The 2009-11 legislative appropriation amounts include \$100,000, of which \$20,000 is from the general fund, for the agency's share of the \$16 million funding pool appropriated to the Office of Management and Budget (OMB) for special market equity adjustments for executive branch employees.

Agency Funding



FTE Positions



Ongoing and One-Time General Fund Appropriations

	Ongoing General Fund Appropriation	One-Time General Fund Appropriation	Total General Fund Appropriation
2011-13 Executive Budget	\$23,788,697	\$5,870,428	\$29,659,125
2009-11 Legislative Appropriations	22,209,867	18,535,347	40,745,214
Increase (Decrease)	\$1,578,830	(\$12,664,919)	(\$11,086,089)

First House Action

Attached is a summary of first house changes.

**Executive Budget Highlights
(With First House Changes in Bold)**

	General Fund	Other Funds	Total
1. Removes one-time federal fiscal stimulus funding (\$3,783,770) provided in the 2009-11 biennium relating to:			
Military energy-related maintenance and repairs		(\$2,522,270)	(\$2,522,270)
Boiler projects at the Minot Armed Forces Reserve Center and the Raymond J. Bohn Armory in Bismarck		(\$500,000)	(\$500,000)
New east operations center in Fargo		(\$450,000)	(\$450,000)
Security software upgrades		(\$311,500)	(\$311,500)
2. Removes one-time funding (\$18,535,347) provided in the 2009-11 biennium relating to:			
Motorola lease	(\$1,525,347)		(\$1,525,347)
Veterans' bonus	(\$500,000)		(\$500,000)

Base map	(\$2,100,000)		(\$2,100,000)
The Senate reclassified \$100,000 of one-time funding provided in the executive budget for State Radio enhancements to technology projects in the capital assets line item.			
State Radio towers	(\$500,000)		(\$500,000)
Technology projects	(\$1,000,000)		(\$1,000,000)
Technology equipment and software purchases	(\$160,000)		(\$160,000)
2009 flood disaster funding	(\$12,500,000)		(\$12,500,000)
Tornado disaster recovery grants	(\$250,000)		(\$250,000)
3. Adds one-time funding (\$7,172,428) for:			
Motorola lease	\$1,525,347		\$1,525,347
Equipment	\$52,000	\$802,000	\$854,000
The Senate reclassified the \$52,000 general fund appropriation for equipment from one time to ongoing.			
Statewide seamless base map	\$400,000	\$500,000	\$900,000
Message switch upgrades	\$235,000		\$235,000
Central electronics bank dispatch system	\$1,100,000		\$1,100,000
State Radio tower enhancements	\$2,100,000		\$2,100,000
Extraordinary repairs	\$385,381		\$385,381
Military Service Center east (reintegration program)	\$72,700		\$72,700
4. Removes \$35.2 million of special funds appropriated in the 2009-11 biennium from the state disaster relief fund. This reduces the appropriation to the state disaster relief fund from \$43 million to \$7,843,000.		(\$35,157,000)	(\$35,157,000)
5. Adds funding for federal construction projects, including \$20 million for capital construction projects and \$5 million for extraordinary repairs		\$25,000,000	\$25,000,000
6. Adds funding for 4 FTE regional emergency management coordinator positions	\$157,684	\$473,052	\$630,736
7. Adds funding for computer-aided dispatch maintenance fees	\$356,000		\$356,000
8. Adds ongoing funding for a Military Service Center east (reintegration program)	\$77,300		\$77,300
9. Provides funding for 1 FTE custodian (\$79,583) and funding for costs to continue 4 FTE maintenance staff (\$232,140) added in the second year of the 2009-11 biennium for the Regional Training Institute at Camp Grafton in Devils Lake	\$77,932	\$233,792	\$311,723
10. Adds funding for National Guard facility utilities (\$80,000 - Camp Grafton Readiness Center and \$25,000 - Operations center east at Hector Field in Fargo)	\$105,000		\$105,000
11. Adds funding for state facility maintenance and repair of 41 state-supported National Guard facilities	\$265,000		\$265,000
12. Adds funding for National Guard facility insurance to insure the Regional Training Institute and the Camp Grafton Readiness Center	\$16,000		\$16,000
13. Adds funding for Civil Air Patrol FLIR maintenance	\$15,000		\$15,000
14. Adds funding for 5 FTE 119 th Wing firefighter positions at Hector Field in Fargo		\$517,572	\$517,572
15. Adds funding for ongoing State Radio tower expenses	\$180,000		\$180,000

Other Sections in Bill

Section 3 provides an additional appropriation for any funds which are received and deposited in the Veterans' Cemetery maintenance fund pursuant to North Dakota Century Code Sections 37-03-14 and 39-04-10-10 for the operation of the North Dakota Veterans' Cemetery for the 2011-13 biennium.

Section 4 provides an additional appropriation, subject to Emergency Commission approval, of any additional funds in the state disaster relief fund, as determined necessary by the Adjutant General for defraying the expenses of state disasters pursuant to Section 37-17.1-27.

Section 5 provides that the Adjutant General may transfer up to \$500,000 from various line items to the operating expenses and capital assets line items for the maintenance and repair of state-owned armories during the 2009-11 biennium. Any amounts transferred must be reported to OMB.

Section 6 amends Section 6 of 2005 House Bill No. 1017 to provide that any unexpended general fund appropriation authority relating to the \$5 million appropriated for the payment of adjusted compensation to veterans during the 2005-07, 2007-09, 2009-11, and 2011-13 bienniums is not subject to the provisions of Section 54-44.1-11 and must be transferred to the Veterans' Cemetery trust fund during the 2013-15 biennium.

Section 7 provides that any unexpended general fund or special funds appropriation authority in the capital assets line item relating to the Next Generation 911 study and State Radio tower study during the 2009-11 biennium is not subject to the provisions of Section 54-44.1-11 and may be continued and expended during the 2011-13 biennium.

Section 8 increases the amount charged for state radio fees.

Section 9 declares Section 4 an emergency.

Continuing Appropriations

National Guard emergency fund - Section 37-01-04.1 - This fund allows the National Guard to respond to state emergencies.

National Guard military grounds fund - Section 37-03-13 - This fund is used for collecting rental revenues to be used for purchasing military training grounds.

Veterans' Cemetery maintenance fund - Section 37-03-14 - This fund is used to support the operations of the North Dakota Veterans' Cemetery. The fund receives \$5 from the issuance of each veteran's license plate, grave opening and closing fees, and private and federal funds for operation of the Veterans' Cemetery.

Veterans' Cemetery trust fund - Section 39-04-10.10 - This fund receives \$5 from the issuance of each veteran's license plate and donations. The interest in the fund is to be deposited in the Veterans' Cemetery maintenance fund for the purpose of funding salaries and maintenance at the cemetery.

Significant Audit Findings

Noncompliance with North Dakota Century Code for fees charged by State Radio communications 08-2 (prior recommendation not implemented) - The Adjutant General is not charging fees sufficient to cover the costs of providing 911 services, law enforcement telecommunications systems (LETS), and mobile data terminal (MDT) services. The Adjutant General has developed an analysis of actual costs associated with 911, LETS, and MDT services; however, fee adjustments were not implemented within the audited two-year period ended June 30, 2008. The Adjutant General has developed an analysis of actual costs associated with 911, MDT, and LETS services. The Adjutant General is performing quarterly reviews to ensure political subdivisions are charged for the correct number of 911 access lines. In addition, the Adjutant General has established the intent to analyze costs and adjust fees as appropriate on a biennial basis. However, the implementation of these processes occurred outside of the audit period and was not subsequently reviewed by the State Auditor.

Major Related Legislation

Senate Bill No. 2069 - Provides for the reimbursement of certain medical expenses for North Dakota National Guard members while on state active duty.

Senate Bill No. 2369 - This delayed bill provides for a transfer of \$22 million from the permanent oil tax trust fund to the state disaster relief fund and provides authority to the Department of Emergency Services to use this funding for costs associated with state disasters and flood mitigation efforts. The bill specifies funding may be used for the following items:

- State costs relating to flooding that occurs during the spring of 2011, subject to Emergency Commission approval.
 - Flood disaster relief or disaster mitigation projects in incorporated cities that:
 - Are in imminent threat of being flooded;
 - Are underserved by adequate flood protection measures;
 - Are expected to lose land due to flooding for one year or longer; and
 - Are ineligible, as determined by the Adjutant General, for other program funds that can be made available based on timeline or project availability.
- State disasters pursuant to Section 37-17.1-27, subject to Emergency Commission approval, not related to flooding that occurs during the spring of 2011.

Senate Bill No. 2369 also provides an appropriation of \$9 million from the state disaster relief fund to the Adjutant General for providing emergency snow removal grants to counties, cities, and townships. A county, township, or city may apply to the Department of Emergency Services for an emergency snow removal grant for reimbursement of up to 60 percent of the costs incurred by the county, township, or city for the period January 2011 through March 2011 that exceed 200 percent of the average costs incurred for these months in 2004 through 2010 disregarding the highest and lowest years' costs. The Department of Emergency Services is to distribute these grants prior to June 30, 2011.

ATTACH:1

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of Senate Action

	Executive Budget	Senate Changes	Senate Version
Adjutant General			
Total all funds	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	0	65,721,902
General fund	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services			
Total all funds	\$151,704,462	\$594,430	\$152,298,892
Less estimated income	138,482,476	400,000	138,882,476
General fund	\$13,221,986	\$194,430	\$13,416,416
Bill total			
Total all funds	\$233,863,503	\$594,430	\$234,457,933
Less estimated income	204,204,378	400,000	204,604,378
General fund	\$29,659,125	\$194,430	\$29,853,555

Senate Bill No. 2016 - Department of Emergency Services - Senate Action

	Executive Budget	Senate Changes	Senate Version
Salaries and wages	\$11,363,744		\$11,363,744
Operating expenses	9,930,022	594,430	9,930,022
Capital assets	2,427,347	100,000	2,427,347
Grants	71,419,771		71,419,771
2009 flood disaster	52,923,008		52,923,008
Radio communications	4,335,000	(100,000)	4,235,000
Total all funds	\$151,704,462	\$594,430	\$152,298,892
Less estimated income	138,482,476	400,000	138,882,476
General fund	\$13,221,986	\$194,430	\$13,416,416
FTE	63.00	0.00	63.00

Department No. 542 - Department of Emergency Services - Detail of Senate Changes

	Adds Funding to Contract for Disaster Response Coordination	Changes Technology Funding	Adds Funding for Mobile Data Services	Total Senate Changes
Salaries and wages				
Operating expenses	400,000		194,430	594,430
Capital assets		100,000		100,000
Grants				
2009 flood disaster				
Radio communications		(100,000)		(100,000)
Total all funds	\$400,000	\$0	\$194,430	\$594,430
Less estimated income	400,000	0	0	400,000
General fund	\$0	\$0	\$194,430	\$194,430
FTE	0.00	0.00	0.00	0.00

¹ Funding is provided from the state disaster relief fund to the Department of Emergency Services to contract for services to coordinate disaster response organizations with state and political subdivision disaster response efforts, including all aspects of disaster recovery from preparedness training through cleanup for declared or undeclared disasters.

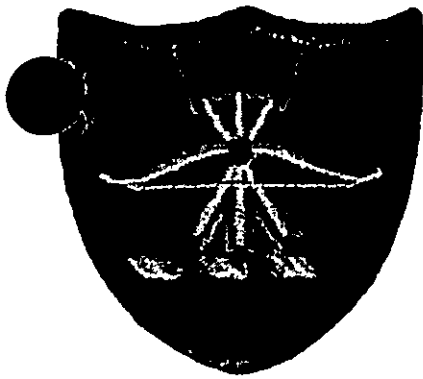
² A portion of one-time funding provided in the executive budget for State Radio enhancements is reclassified to technology projects in the capital assets line item from the radio communications line item.

³ Funding is provided to the Department of Emergency Services for defraying the expenses of providing mobile data terminal services.

The amendment also

- Adds a section relating to State Radio fees.
- Reclassifies a general fund appropriation for equipment (\$52,000) included in the executive budget as one-time to ongoing.

2016.3.14.UA



Army National Guard

"The Straight Arrows"



Air National Guard

"The Happy Hooligans"



*Department of
Emergency Services
Homeland Security &
State Radio*

*The
Office of the
Adjutant General*

*Testimony of
Major General David Sprynczynatyk
The Adjutant General*

before the

*House Appropriations
Government Operations Division.
March 14, 2011*

SENATE BILL 2016

**TESTIMONY OF
MAJOR GENERAL DAVID A. SPRYNCZYNATYK
THE ADJUTANT GENERAL
BEFORE THE
HOUSE APPROPRIATIONS
GOVERNMENT OPERATIONS DIVISION
MARCH 14, 2011
SENATE BILL 2016**

Mr. Chairman and Members of the Committee:

I am Major General David Sprynczynatyk, Adjutant General for the State of North Dakota.

The Office of the Adjutant General, consisting of the Army National Guard, the Air National Guard, the Department of Emergency Services (NDDDES), and the Civil Air Patrol continues to operate during a time of extraordinary challenges. The Global War on Terrorism, the longest war this nation has ever faced, continues, and combined with demanding state missions, has resulted in an unparalleled reliance on our National Guard forces, not only in North Dakota, but around the world. The Department of Emergency Services has also been on the front line coordinating emergency response incidents across the state.

North Dakota National Guard

We are entering our 10th year since the Global War on Terrorism began, and continue to mobilize Soldiers and Airman in support of our Nation's efforts. With over 5,300 North Dakota National Guard mobilizations since September 11, 2001, we have exceeded the record established during World War I. Despite the record number of mobilizations, we have ensured and will continue to maintain sufficient personnel to support state emergencies and homeland defense efforts, such as the support of the citizens across the state for the momentous 2009 flood, the 2010 flood and the snow and ice storms of 2010.

From Iraq and Afghanistan, to Kosovo, Bosnia, Ghana, the Democratic Republic of Congo, Djibouti, Haiti, Japan, Korea, Qatar, the United Arab Emirates and the United Kingdom, our National Guard has made a difference around the world this past biennium. Evidence of the commitment of our service members, Families, and employers is that the North Dakota National Guard continues to lead the nation in recruiting and retention, even during a time of war. Today our strength is at the highest levels since the early 1990's. Nearly 70% of the North Dakota National Guard's current members have joined since the tragic attacks of September 11th, 2001. The future of our organization lies ably with our young National Guard members of today.

In Kosovo and surrounding regions, some 650 North Dakota National Guard Soldiers served as a part of a 2,200 member multi-national contingent whose mission was maintaining a safe and

secure environment and providing freedom of movement for the people of Kosovo. KFOR12, as it was known, clearly succeeded in that mission. The 1-188th Air Defense Artillery-RAID (Rapid Aerostat Initial Deployment) provided high-tech surveillance security for coalition forces in Afghanistan and Iraq during the fourth rotation of that mission involving Soldiers from North Dakota. North Dakota aviators deployed to Iraq and logged more than 6,200 safe Blackhawk flight hours in a highly volatile combat zone focusing on critical transportation and logistical missions.

The North Dakota Air National Guard's joint venture with the Minot Air Base continues to be highly successful, partnering North Dakota National Guard Airmen with their active duty counterparts to protect nuclear missile assets. Our Happy Hooligan Airmen in Minot, the 219th Security Forces Squadron, continue to set high standards as they recently became the first National Guard unit to receive a 'ready' status from Air Force Global Strike Command. The C-21 aircraft bridge mission in Fargo continues while the 119th Wing eagerly awaits the C-27J Joint Cargo Aircraft, expected to arrive in 2012. The Wing remains steadfast with their mission to fly the MQ-1 Predator, - an Unmanned Aerial Vehicle operated by pilots, sensor operators, and intelligence personnel - supporting Combatant Commanders from Fargo in the fight against terror. Over 150 Wing personnel are supporting Predator missions on a daily basis from Fargo, ND, while actively engaged in critical missions in Iraq and Afghanistan.

As of today we have only a dozen Soldiers and Airmen deployed overseas. Later this year, we expect to mobilize nearly 300 Soldiers and Airmen to support engineering and aviation missions in Iraq, Afghanistan, and Kosovo.

Taking care of Soldiers and Airmen continues to be my number one priority. To meet the needs of our service members and their Families we have increased our capabilities by adding chaplains, licensed social workers, and a full-time reintegration officer. The Military Service Center in Bismarck is host to the staff that developed a carefully planned reintegration program, which it is now implementing. Welcoming a Soldier or Airmen home from service abroad is just the beginning. Our focus shifts from getting them home safely to ensuring a smooth transition or reintegration to civilian life. Families, employers, communities and Guardsmen all play a vital role in this effort.

Our Veteran Outreach team is positioned throughout the state to support and assist service members. Since the inception of the Military Service Center in Bismarck, the reintegration staff, Veteran Outreach personnel, the Office of the Chaplain and our Human Relations Counselors, have reached out to over 14,000 veterans and family members of all wars and military branches of service. Moving forward with the expansion of services and personnel to the eastern part of North Dakota, with the support of the Legislature, will enhance our efforts to ensure that North Dakota has the premier program for the care of service members and their families.

From one of the premier Veteran's Bonus Programs in the nation, to ensuring that our service members receive tuition assistance, to the out-pouring of support our Families receive from across the state when we have had service members injured or killed in service to their country, the commitment and continued support to our men and women in uniform has been strong, unwavering, and key to our success. Each of our men and women in uniform realize the great appreciation of all North Dakotans for their military service.

All of these mission successes and the many accomplishments of our Citizen-Soldiers and Citizen-Airmen, to include robust and aggressive reintegration efforts, would not be possible without the continuing support of our Legislature, Governor, the Families of our Guardsmen, employers and citizens of North Dakota.

Department of Emergency Services

The North Dakota Department of Emergency Services (NDDes) manages the State Emergency Operations Center (SEOC) on a 24/7 basis, coordinating state, local, private, and federal resources to ensure a synchronized statewide response to emergencies and disasters. NDDes conducts planning, exercises, and training to prevent, prepare for, respond to, and recover from emergency events. It is responsible for coordinating activities with local, tribal, state, and federal agencies in the production and distribution of public safety information.

The department also manages and coordinates federal disaster programs. These include public assistance and hazard mitigation, which provide funding for repairs to public infrastructure and projects that reduce or eliminate future risk to lives and property. The department administers and disburses federal homeland security grant funding directly to county and tribal emergency management offices and provides funds to first responder organizations at the state, regional, and local level. NDDes also includes State Radio operations, which provides access to law enforcement information, first responder and emergency operations communications, along with 911 services to the state's citizens. In addition, it is the primary provider of statewide dispatch services for state agencies, including the North Dakota Highway Patrol.

The 61st Legislature approved HCR 3011 supporting the regional response concept. During the current biennium, stakeholder input has helped create significant progress in regional response which has been widely received. North Dakota now has eight regional hazardous materials response teams, four fully equipped at the technical level, and four at the operational level. Two incident management assistance teams (IMATs) have been organized, trained, and equipped and are capable of deploying to any location in the state in support of local incident commands. There have also been significant investments to improve SWAT and bomb teams shared by several communities. Search and rescue teams, focused on cold water rescue are currently being developed.

Regionalization and its collaborative approach to achieving quality statewide emergency preparedness and response capability has received overwhelming support as the most judicious use of federal and state funds and the most efficient way to provide all jurisdictions appropriate equipment assets and highly trained personnel.

State Radio has successfully implemented Phase I of the Computer Aided Dispatch project. It has significantly improved officer and responder safety throughout the state, streamlined dispatching procedures, and reduced human error. The 61st Legislature authorized funding to identify alternatives to constructing new radio towers and to install a tower near Wales in northeast North Dakota. The Wales tower is fully functional as of this month and fills a significant communications gap in the Wales area. NDDes commissioned a study to identify State Radio gap areas and alternative towers sites for State Radio infrastructure. The study identified 12 gaps and existing towers that may be used to fill the defined gaps. The department's 2011-2013 budget requests funding to close six of the twelve gaps identified in the study. Several upgrades to infrastructure within the State Communications Center were completed and advances in

technology and equity increases provided by the legislature have dramatically reduced employee turnover within State Radio, a great success story.

The State Emergency Operations Center (SEOC) upgrade has been completed to include GIS mapping capability, various graphical information displays and communications equipment. The SEOC leverages technology to create better situational awareness and a common operations picture for all agencies managing or supporting emergency operations across North Dakota. These investments were timely and have led to overall success in providing required response support to local government during the multiple disasters and incidents the past two years. During the next biennium, the department will work to establish an alternate SEOC location.

Current Budget Status (09-11)

General Funds:

The 09-11 budget for the Office of Adjutant General includes both the North Dakota National Guard and the Department of Emergency Services. The ongoing expenditures for both divisions for the 09-11 biennium have been on track as projected with the exception of our State Radio projects. The large IT projects, CAD Phase II and the Base Map within State Radio will be requested as carry over projects at the end of the 09-11 biennium under the authority of NDCC 54-44.1-11. Studies for alternatives to constructing new State Radio Towers and effects of next generation 911 are requested as carry over in Section 7 of this bill. All of these projects will be completed in the 11-13 biennium.

We do not anticipate any general fund turn back from either division for the 09-11 biennium from base budget operational accounts, however, approximately \$5 million will be deposited back to the general fund related to the 2009 flood disaster as provided by the 2009 Legislature in Senate Bill 2444.

Federal Funds:

Over the past biennium, the NDDES received \$207,133,865 in federal funds of which \$187,991,418 were FEMA grants funds and \$19,142,447 were Homeland Security grant funds. Thus far, \$159,416,939 has been dispersed to counties, cities, tribal governments, emergency management entities, and first responder organizations. Federal funding received has mostly been expended for disaster recovery efforts resulting from the 2009 flood and for the four presidential declared disasters in 2010. Funds have also been expended to improve state, county, and tribal preparedness planning, law enforcement planning, intelligence analysis activities, interoperable communications, and developing regional response capabilities.

During the current biennium we have requested an additional \$143,567,500 in federal authority through the Emergency Commission, of which \$142,832,500 was disaster related. The remaining amount of \$735,000 included \$400,000 in federal authority to accept stimulus funds from National Guard Bureau for energy related maintenance and repair projects and \$335,000 for a grant received by Civil Air Patrol for the purchase of a Forward Looking Infrared (FLIR) system.

One-time Funding:

The National Guard division received the following one-time appropriations for the 09-11 biennium:

- a. Veterans Bonus payments were increased by \$500,000 through House Bill 1482 which amended NDCC 37-28-03 to eliminate the cap of \$1,800 thus recognizing multiple deployments and financial hardships as our service members return from their deployments. To date we have spent approximately \$387,150 of this one-time appropriation
- b. Stimulus funding of \$3,472,270 which included \$2,522,270 for military energy-related maintenance and repairs, \$500,000 for high efficiency boiler replacements at Bismarck and Minot facilities, and \$450,000 for a new Operations Center at Hector Field in Fargo. The boiler projects have been completed, the last of the military energy-related projects is schedule for completion in May 2011, and the Operations Center's completion date is April 2011.

NDDDES division received the following one-time appropriations for the 09-11 biennium:

- a. The Motorola lease payment for State Radio infrastructure equipment for \$1,525,347 which has already been paid this biennium; the two final payments will be made next biennium.
- b. State Radio technology projects for \$3,600,000 included the following: \$2,100,000 for the state wide seamless Base Map, \$1,000,000 for CAD Phase II, \$325,000 for construction of a new state radio tower site near Wales, \$100,000 for conducting a study of the effects of next generation 911, and \$75,000 for a study of alternatives to constructing new State Radio towers,. As explained earlier, the Base Map, CAD Phase II and studies will carry over into the 11-13 biennium. The new Wales radio tower is now fully functional.
- c. Technology equipment and software purchases for \$160,000 includes: \$125,000 for message switch web based software, \$20,000 for time synchronization software, and \$15,000 for replacement of the UPS batteries, all of which will be completed by the end of the current biennium.
- d. Disaster related one-time funding of \$126,150,000 is as follows: tornado grant funds for \$250,000 (general funds), snow removal grants for \$20,000,000 (disaster relief funds), 2009 flood disaster for \$105,500,000 (\$70M federal, \$23M disaster relief fund, and \$12.5M general funds) and \$400,000 for volunteer management grants (general funds). As stated earlier, we anticipate deposits back to the general fund of approximately \$5M related to the \$12.5M for the 2009 flood disaster, the tornado grant has been expended and approximately \$187,000 remains for the volunteer management grants. We have attached a complete accounting of the disaster relief fund (Attachment #1).
- e. Federal stimulus funding of \$311,500 for the National Crime Information Center (NCIC) testing, validation and audit security software. This project will be completed prior to the end of the current biennium.

We have attached a spreadsheet, Attachment #2, that shows a comparison of 07-09, 09-11 and the 11-13 budget request.

11-13 Biennial Budget Overview

Overall, the 11-13 budget recommendation has a \$8,063,688 increase in general funds over our base level funding from the 09-11 budget; this includes one-time funding amounts totaling \$5,818,428. Also included is an increase in 10 FTE's with 5 funded with 75% federal funds and 25% general funds and the remaining 5 at 100% federal funding.

The 11-13 major budget changes for general funds are as follows:

National Guard:

1. Military Service Center East - \$150,000 (\$72,700 is one-time funding for start-up costs)
2. 1 FTE for Regional Training Institute - \$18,784 (25% State, 75% Federal)
3. Utilities increase for National Guard facilities - \$105,000
4. Maintenance & Repair for State Facilities - \$650,381 (\$385,381 is one-time funding for energy projects at state armories)
5. Fire and Tornado Insurance Increase - \$16,000
6. Maintenance costs for Civil Air Patrol FLIR - \$15,000

NDDDES:

1. 4 FTE's for Regional Emergency Management Coordinators - \$149,218 (25% State, 75% Federal)
2. State Wide Seamless Base Map - \$400,000 (One-time funding)
3. CAD Maintenance Costs - \$356,000
4. Message Switch Hardware - \$235,000 (One-time funding)
5. State Radio Central Electronics Bank (CEB) - \$1,100,000 (One-time funding)
6. State Radio Tower Package (6 Towers) - \$2,180,000 (\$2,000,000 one-time funding)
7. Motorola Lease Payment - \$1,525,347 (One-time funding and the last payment)
8. Unmanned Aerial Systems Initiative - \$100,000 (One-time funding - Senate change)

Overall federal and special funds have increased in our base level budget by \$84,716,277. This significant increase is mainly due to NDDDES disaster grant expenditures. The National Guard's federal funds were decreased by \$1,613,330 from the base budget due to a decrease in construction estimates in the Army Guard.

The following is a brief line-by-line description of the 11-13 Budget request for the agency which includes the major variances from the 09-11 biennium:

Subdivision 1. National Guard -

Salaries and Wages This line of our budget is increased to reflect proposed salary adjustments. The number of FTE's has remained the same under this line item.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$4,841,436	\$5,153,886	0	\$5,153,886

Operating Expenses Increases for this line include: \$105,000 for utilities at the state supported Readiness Center Addition at Camp Grafton and the new Operations Center in Fargo, \$265,000 for maintenance and repair for all state supported facilities, and \$16,000 for Fire and Tornado insurance costs at the RTI and the Readiness Center both located at Camp Grafton.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$3,676,891	\$4,062,891	0	\$4,062,891

Capital Assets The total of \$614,752 in general funds includes \$58,043 for special assessments for University Drive paving in Fargo, \$14,103 for special assessments for paving and improvements in Bismarck, \$70,225 for the Grand Forks Armory bond repayment, \$52,000 for grounds equipment replacement, and \$35,000 for payment in lieu of taxes at Camp Grafton Training Center. Also included in this line is one-time funding of \$385,381 for extraordinary repairs at state supported facilities. This funding will likely be used for the on-going replacement of our older inefficient energy systems such as a chiller replacement and a variable frequency drive at the Fargo Armed Forces Reserve Center.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$223,670	\$614,752	0	\$614,752

Grants This line provides rental payments and maintenance project costs for 18 community owned armories partially occupied by National Guard units throughout the State. The 11-13 funding for these armories remains the same as the 09-11 funding at \$449,514.

The Veterans Bonus Program is also paid from this line item which was a carryover from the 07-09 biennium of \$1,300,956 under House Bill 1482. During the 2009 Legislature a statutory change was made (HB 1482), which continued the same payment of adjusted compensation for domestic and foreign service but eliminated the previous caps and allows soldiers to be compensated for multiple deployments lessening financial hardships as they return from active duty. Additional funding of \$500,000 was provided for that purpose of which we have spent approximately \$387,150. With the additional funding, the total funding of veterans bonuses for the 09-11 biennium is \$1,800,956. We have again requested a carryover of the remaining 09-11 biennium appropriations for the Veterans Bonus Program. This would be authorized by Section 6 of SB 2016. The estimated carry over will be \$600,000.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$449,514	\$449,514	0	\$449,514

Civil Air Patrol We are the administrative agency for the North Dakota Civil Air Patrol, headquartered at Fraire Barracks. The increase in base funding from 09-11 to 11-13 is \$20,517. This increase is due to a budget request of \$15,000 for maintenance costs for equipment that was

received through a federal grant during the 09-11 biennium. This grant allowed the ND Civil Air Patrol to significantly increase technology in search missions with the purchase of a Forward Looking Infrared (FLIR) system. The remainder of the increase in this line is for proposed salary adjustments.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$222,836	\$243,353	0	\$243,353

Tuition, Recruiting and Retention No increases in this line for the 11-13 biennium. This has been a highly successful program for the North Dakota National Guard as well as for it's Soldiers and Airmen. Not only has this program provided 100% tuition reimbursement when both federal and state funds are utilized, but it has also provided an outstanding tool for increasing our officer strength from 72% to 85% of our authorized requirements. Our army strength has risen from 3,214 to 3,346 and the air strength has grown from 1,022 to 1,036.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$2,407,500	\$2,407,500	0	\$2,407,500

Air Guard Contracts Our budget request includes a \$1,437,780 increase from our base budget. Of that amount, approximately \$45,000 is general funds to support 09-11 legislative increases and also the proposed salary adjustments for the 11-13 biennium. Those increases are for FTE's within this line that are funded with 25% general funds and 75% federal funds. The remainder of this increase is federal funding for the current 54 FTE's within this line and also 5 new firefighter FTE's that are 100% federally funded in support of the ND Air National Guard located at Hector Field in Fargo.

In 2012 the ND Air National Guard will be receiving a new mission with the C-27J aircraft. As a result of that mission, the National Guard Bureau conducted a manpower study and found current staffing of firefighters is not adequate to meet critical base requirements for 24/7 fire protection. Our request is to add those five FTE's to ensure all training needs are met prior to the arrival of the C-27J aircraft.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$9,551,543	\$10,989,323	0	\$10,989,323

Army Guard Contracts The 11-13 biennial budget has an overall decrease from it's base level funding of \$3,947,342 due to 09-11 additional federal funding of \$6 million for the ongoing construction of the new Regional Training Institute (RTI) and also \$12 million for the Readiness Center Addition, both located at Camp Grafton. This line also has a general fund increase of \$122,644 to fund 09-11 legislative salary adjustments, 11-13 proposed salary adjustments and 25% general funding for 4 existing FTE positions for the RTI that were funded in the 09-11 biennium for only the second year of the biennium.

The general fund increase is also due to a new maintenance worker FTE at the RTI for the 11-13 biennium funded with 25% general funding and 75% federal.

The RTI is a world class, year round, training facility that is used by soldiers from across the nation to include both reserve and active duty components. As stated above, four positions were provided during the 09-11 biennium, however, our request at that time was for eight positions to minimally staff this new facility. Our 11-13 biennial budget request is for one additional FTE which is critically essential to provide adequate maintenance. The current four and the new FTE will be responsible for year round, day to day operations and maintenance of the RTI and will be further tasked with the nearby Readiness Center Addition which will be adding approximately 42,000 square feet of required maintenance in spring of 2012.

	Executive	Senate	Engrossed
09-11 Biennium	Recommendation	Action	SB 2016
\$60,058,099	\$56,110,757	0	\$56,110,757

Reintegration Program The 61st Legislature approved an expansion of this program that funded a Military Service Center in Bismarck as well as program costs that included funding an additional FTE for a Human Relations Counselor and five temporary outreach personnel and travel costs necessary to reach out to all veterans in North Dakota. The funding also provided increased travel costs for the already existing two FTE Human Relations Counselors.

The reintegration program supports Soldiers and Airmen during the course of their deployment and assists them and their Families in transitioning once the Soldier and Airmen return from deployment. The members and their Families are at risk for numerous issues when there is a deployment such as PTSD, chemical dependency, mental health issues, relationship issues, suicides, violence and many others. This program prepares the member and their loved ones for what is to come and help make the time as easy as possible during the deployment and assist members back to family and civilian life upon their return.

Our 11-13 budget request is a continuation of the 09-11 reintegration program and also provides for a new Military Service Center in Fargo to assist the high concentration of Veterans located in the eastern part of North Dakota. The request is for a leased facility with an estimated cost of \$150,000 which includes one-time start up costs of \$72,700 and \$77,300 for on-going lease costs. The additional increase of \$22,740 is for proposed salary adjustments for the three existing FTE's in this program. We are not asking for additional FTE's to support the MSC East. It is our intent to use existing FTE's and temporary employees.

The 2009 legislative intent was for all federal funds be utilized before using the \$1,377,409 appropriated from the legislature. The Office of the Adjutant General maximized all available federal funds for the various service member support programs. Over the last two fiscal years nearly \$3.4 million dollars has been provided in federal funds to support the various programs.

	Executive	Senate	Engrossed
09-11 Biennium	Recommendation	Action	SB 2016
\$1,377,409	\$1,550,149	0	\$1,550,149

Veterans Cemetery Salaries The total requirement for the employee compensation package is \$576,916 of which \$328,216 is general funds and the remaining \$248,700 is special funds; an overall increase of \$87,775. The increases in both general and special funds are due to the deployment of one FTE during the 09-11 biennium, full funding of the 09-11 legislative increases and the proposed salary adjustments for the 11-13 biennium. The Cemetery has over 4,700 interments to date with over 800 interments per biennium which has significantly added to the workload for the current four FTE's. The funding also provides for summer temporary employees.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$489,141	\$576,916	0	\$576,916

Federal Stimulus Funds – 2009 The North Dakota National Guard received \$3,472,270 in federal authority from the 2009 legislature. This amount included \$2,522,270 for military energy-related maintenance and repairs. This funding was used for 20 energy-related, one-time projects of which the last one is projected for completion in May 2011. We also received \$500,000 for high efficiency boiler replacements at Bismarck and Minot facilities, and \$450,000 for a new Operations Center at Hector Field in Fargo. The boiler projects have been completed and the Operations Center's completion date is April 2011.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$3,472,270	0	0	0

Subdivision 2. ND Department of Emergency Services –

Salaries and Wages Since 2005 the level of activity and operations tempo of the Department is still out pacing our ability to provide the level of support needed at the local level. We have utilized temporary employees every year, some of which have been working for NDDES for more than 14 years. We are requesting four new FTE's for the 11-13 biennium for positions in Homeland Security that serve as HLS Regional Coordinators. While they are on temporary status today and have been since 2009 it is critical that we sustain the services they provide. They are located in the four regions of the state under agreement between Ward County, Cass County, Burleigh County and the City of Grand Forks. They serve as the Departments field representative and interact daily with local emergency managers and first responders building comprehensive statewide regional response programs. Gaining more effective and efficient response across our state with changing demographics and industry impacts on citizen safety makes this investment in our future prudent. A general fund increase of \$149,218, 25% of the FTE cost of \$596,875, this investment supports building regional response teams and increases local response capability by validating equipment needs, improving training and exercise, and responding collaboratively under formal mutual aid agreements. The remaining \$447,657 of this investment is federal funding. The remaining increases are due to full funding of the 07-09 legislative increases and the proposed salary adjustments for the 09-11 biennium.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$9,383,605	\$11,363,744	0	\$11,363,744

Operating Expenses Overall operating costs have increased by \$5,827,965 from our base budget. This majority of this increase is for federal funding related to disaster management costs relating to site inspections. Prior to 2009, inspection costs for presidential disaster declarations were paid by grants through the ND Department of Transportation. Due to the magnitude of the 2009 flood, this process was found to be much more efficient having NDDDES use operating budget to pay for the inspections. The costs are the same under both scenarios. A general fund increase of \$356,000 is also included for the maintenance of the Computer Aided Dispatch (CAD) which became operational in April 2010.

In addition to those increased costs, two increases totaling \$594,430 were made as amendments by the Senate. The first one for \$400,000 (disaster relief funds) is for the contracting of services to coordinate disaster response organization with state and political subdivisions disaster response efforts. The second increase provides our agency \$194,430 in revenue (general funds) due to the loss of mobile data terminal fees pursuant to engrossed SB 2016, page 5, line 20-23.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$4,102,057	\$9,335,592	\$594,430	\$9,930,022

Capital Assets Our total capital asset line is \$2,427,347, of which \$1,525,347 is for the Motorola lease payment for State Radio infrastructure equipment, considered a one-time expenditure appropriation. This lease purchase will be completed in the 11-13 biennium with this funding. The Senate moved \$100,000 (one-time) from Radio Communications (Radio Towers Package) into this line for the Unmanned Aerial Systems Initiative. Federal funding of \$802,000 in this line is for federally funded disaster response and coordination equipment funded by Homeland Security Grants.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$492,000	\$2,327,347	\$100,000	\$2,427,347

Grants The Grants line has an increase over base level funding of \$27M. This significant increase is due to disaster funding and projected expenditures for open disasters for both Public Assistance and Hazard Mitigation grant programs through FEMA. In addition to the FEMA grants, the Department now manages the following grants all of which are specifically targeted to accomplish federal goals.

Homeland Security Grant Program
Public Safety Interoperable Communication Grant

Interoperable Emergency Communications Grant
 Operation Stone Garden Grant
 Buffer Zone Protection Grant
 Hazardous Materials Emergency Preparedness Grant
 Emergency Management Performance Grants
 Emergency Operations Center Grants
 Citizen Corps Grant Program
 Remote Community Alert System Program

The grant programs we manage are restrictive in terms of purpose and rules which limits our flexibility to internally utilize those federal funds for operations.

	Executive	Senate	Engrossed
09-11 Biennium	Recommendation	Action	SB 2016
\$44,402,267	\$71,419,771	0	\$71,419,771

2009 Flood Disaster This budget line was newly created by the 2009 Legislature due to the extent of the damages and the significant funding for the 2009 flood. The estimated total costs for the flood are estimated at approximately \$180 million. During the 07-09 biennium our agency expended over \$24 million and an additional \$103 million in the 09-11 biennium. At the time of our budget submission we estimated \$52,923,008 in additional spending for the 11-13 biennium. The timing of these expenditures is highly dependent upon completion of on-going repair projects as well as mitigation projects. The total state costs for the 2009 flood will be approximately \$20 million.

	Executive	Senate	Engrossed
09-11 Biennium	Recommendation	Action	SB 2016
\$144,164,317	\$52,923,008	0	\$52,923,008

Radio Communications The proposed budget to enhance interoperability and technology within State Radio provides \$4,235,000 for the following projects: 1. Statewide Seamless Base Map - \$900,000 2. Message Switch Hardware – \$235,000 3. State Radio Dispatch Console System (CEB) - \$1,100,000 4. State Radio Tower Package - \$2,000,000. These projects are all one time expenditures and all general funded with the exception of \$500,000 for the Base Map.

The Senate Appropriations moved \$100,000 from this line for the State Radio Tower Package into the Capital Assets line for the Unmanned Aerial Systems Initiative.

	Executive	Senate	Engrossed
09-11 Biennium	Recommendation	Action	SB 2016
\$3,745,000	\$4,335,000	(\$100,000)	\$4,235,000

Federal Stimulus Funds - 2009 NDDDES received federal stimulus one-time funding of \$311,500 for the National Crime Information Center (NCIC) security software. This software

enhancement created a higher level of security and greater efficiencies within the State Radio system. This project will be completed prior to June 30, 2011.

09-11 Biennium	Executive Recommendation	Senate Action	Engrossed SB 2016
\$311,500	0	0	0

I will now briefly address Sections 3. through 8. of the SB 2016.

Veterans Cemetery Maintenance Fund (Section 3.) This section provides a continuing special fund appropriation for the operations of the North Dakota Veterans Cemetery for the 11-13 biennium utilizing revenue generated from burial income and license plate sales. This is in addition to the Veterans Cemetery appropriation in Section 1. Subdivision 1. which includes a general fund appropriation of \$328,216 and a special fund appropriation of \$248,700 to support four FTEs and temporary positions as discussed earlier. This continuing appropriation has been used for several bienniums as an efficient management tool for the Veterans Cemetery.

State Disaster Relief Fund (Section 4.) This appropriates the balance of the State Disaster Relief fund for state disasters with the approval by the Emergency Commission. This fund was created during the 2009 Legislature (NDCC 37-17.1-27). A summary of the expenditures of the Disaster Relief Fund thus far and the estimated unencumbered balance is attached as Attachment #1.

Maintenance and Repairs (Section 5.) This allows our agency the ability to transfer to the operating or capital assets line up to \$500,000 from other budget lines. This may only be used for the maintenance and repair of state-owned armories. In the 07-09 biennium we transferred \$450,000 to the state operations line for maintenance and repair projects. This transfer was from the Tuition, Recruiting and Retention line where additional federal funds were able to be utilized for tuition reimbursements leaving additional general funds for maintenance and repair. In the 09-11 biennium we do not expect any transfers as it pertains to this section due to a decrease of federal funding for tuition reimbursements.

Exemption (Section 6.) This section provides carry-over of the remaining balance of the Veterans Bonus program on June 30, 2011. It also allows the use of the remaining fund for adjusted compensation to Veterans during the 11-13 biennium.

Exemption (Section 7.) This section provides carry-over of the remaining balance of the studies for next generation 911 and State Radio towers. In the 2009 HB 1016, our agency received \$100,000 for conducting a study of the effects of next generation 911 and \$75,000 for alternatives to constructing new state radio towers.

Amendment (Section 8.) This section provides an amendment to North Dakota Century Code 37-17.3-08 by providing a mobile data terminal fee exemption to local law enforcement agencies that use private commercial access to the state message switch. This section also raises access fees to the North Dakota teletype system for counties and cities based upon fifty percent of the actual costs of providing those services.

Emergency (Section 9.) This section provides an emergency clause for the Section 4. Appropriation of the State Disaster Relief Fund. This allows the spending of this fund, with Emergency Commission approval for any disasters that may occur in the spring of 2011.

Mr Chairman, that completes my testimony, I will try to answer any questions you might have and I ask for your favorable support of SB 2016.

**OFFICE OF ADJUTANT GENERAL
STATE DISASTER RELIEF FUND (352)**

2/28/2011

FUND STATUS AS OF 1/31/2011:

ORIGINAL APPROPRIATION - SB 2012 (\$20M for 2009 Snow Disaster & \$23M for 2009 Flood Disaster)	\$43,000,000.00
 SNOW GRANTS ISSUED THROUGH 6/30/09 1/	 \$ (5,376,783.57)
 1/ In addition to the \$5,376,783 from SB2012, \$1.4M in general funds was appropriated in SB 1023 and \$100,000 in state contingency funds was provided by the January 22, 2009 Emergency Commission and \$1.0M SB2393 for a total snow expenditure of \$7,876,783.57.	
 STATE MATCH FOR DISASTERS PRIOR TO 2009	\$ (706,440.24)
2009 FLOOD	\$ (3,787,252.87)
JANUARY 2010 WINTER STORM	\$ (1,506,693.13)
2010 FLOOD	\$ (2,900,465.08)
APRIL 2010 ICE STORM	\$ (2,847,774.96)
 NG OPERATIONS BILLINGS (reimbursement)	 \$ 75,512.20
 INTEREST ACCRUED THROUGH 12/31/10 (Not appropriated in 09-11 Biennium)	 \$ 165,721.30
 FUND BALANCE AS OF 1/31/11	 \$26,115,823.65

DISASTER EXPENDITURE ESTIMATES (REMAINDER OF 09-11 FOR FUND 352):

<u>2/1/2011 THRU 6/30/11</u>	
STATE MATCH FOR DISASTERS PRIOR TO 2009	\$ (2,008,993.76)
2009 FLOOD	\$ (2,127,732.94)
JANUARY 2010 WINTER STORM	\$ (307,634.31)
2010 FLOOD	\$ (993,285.00)
APRIL 2010 ICE STORM	\$ (281,385.56)

PROJECTED BALANCE 6/30/2011 \$20,396,792.08

REMAINING ENCUMBRANCES FOR 11-13 BIENNIUM (ESTIMATED) \$ (7,843,000.00)

UNOBLIGATED BALANCE	\$12,553,792.08
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ADJUTANT GENERAL

MAJOR PROGRAMS	2011-13		
	EXPENDITURES 2007-09	APPROPRIATIONS 2009-11**	W/SENATE REVISIONS SB2016
AIR-ARMY GUARD CONTRACTS	\$ 51,612,561.00	\$ 73,477,216.00	\$ 67,100,080.00
DES ADMINISTRATION	\$ 19,640,598.00	\$ 21,696,598.00	\$ 23,357,851.00
DIV OF HOMELAND SECURITY	\$ 52,679,165.00	\$ 278,510,023.00	\$ 116,575,887.00
NG OPERATIONS	\$ 22,619,956.00	\$ 25,892,188.00	\$ 12,651,461.00
DIV OF STATE RADIO	\$ 6,166,909.00	\$ 12,064,233.00	\$ 12,365,154.00
TUITION AND ENLISTMENT COMPENSATION	\$ 1,940,258.00	\$ 2,407,500.00	\$ 2,407,500.00
TOTAL	\$ 154,659,447.00	\$ 414,047,758.00	\$ 234,457,933.00

LINE ITEMS

SALARIES AND WAGES	\$ 12,014,666.00	\$ 17,566,754.00	\$ 16,517,630.00
OPERATING EXPENSES	\$ 9,604,172.00	\$ 16,051,532.00	\$ 13,992,913.00
CAPITAL ASSETS	\$ 2,487,023.00	\$ 2,311,017.00	\$ 3,042,099.00
CAPITAL CONSTRUCTION CARRY-OVER	\$ 11,272,099.00	\$ 10,373,471.00	\$ -
GRANTS	\$ 40,836,018.00	\$ 141,215,065.00	\$ 71,869,285.00
2009 FLOOD DISASTER	\$ 24,332,019.00	\$ 144,164,317.00	\$ 52,923,008.00
CIVIL AIR PATROL	\$ 158,264.00	\$ 557,836.00	\$ 243,353.00
TUITION AND ENLISTMENT COMPENSATION	\$ 1,940,258.00	\$ 2,407,500.00	\$ 2,407,500.00
AIR GUARD CONTRACT	\$ 7,010,078.00	\$ 9,560,482.00	\$ 10,989,323.00
ARMY GUARD CONTRACT	\$ 44,571,195.00	\$ 60,077,645.00	\$ 56,110,757.00
REINTEGRATION PROGRAM	\$ -	\$ 1,377,409.00	\$ 1,550,149.00
IND VETERANS CEMETERY	\$ 330,782.00	\$ 489,141.00	\$ 576,916.00
RADIO COMMUNICATIONS	\$ 69,692.00	\$ 3,745,000.00	\$ 4,235,000.00
FEDERAL STIMULUS	\$ 33,181.00	\$ 4,150,589.00	\$ -
TOTAL	\$ 154,659,447.00	\$ 414,047,758.00	\$ 234,457,933.00
GENERAL	\$ 34,485,355.00	\$ 36,217,089.00	\$ 29,853,555.00
FEDERAL	\$ 111,614,328.00	\$ 325,051,247.00	\$ 188,835,823.00
SPECIAL	\$ 8,559,764.00	\$ 52,779,422.00	\$ 15,768,555.00
TOTAL	\$ 154,659,447.00	\$ 414,047,758.00	\$ 234,457,933.00

FULL TIME EQUIVALENTS	232	232	242
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**Appropriations for 09-11 include Emergency Commission Requests.

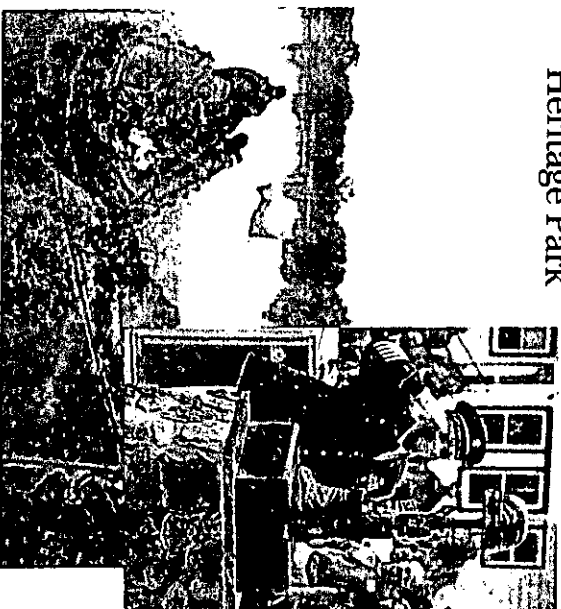
The ND National Guard Foundation (NDNGF) includes support for these essential programs that meet needs of Soldiers, Airmen, and their Families:

Emergency Relief Fund (ERF)

Tragedy Assistance Program for Survivors (TAPS)

Family Programs

Heritage Park



100% of the proceeds go to support National Guard Members and their Families. The NDNGF is a not for profit organization with work accomplished by volunteers. For more information you may contact the Foundation at 701-333-2079.



The Foundation helps in many ways, and you can too:

Emergency Relief Fund (ERF): Provides financial assistance for unforeseen emergency situations such as natural disasters, accidents, illnesses, fires, etc. Your support has provided 76 grants since 2004.

Tragedy Assistance Program for Survivors (TAPS): This program offers an incredible experience for our Families by providing them with essential support. It is for Families of all service branches. TAPS assists Family members in dealing with issues related to the death of their loved one.

DONATIONS are tax deductible to the extent permitted by law.

The NDNGF is a 501(c)(3) tax exempt charity. Both corporate and individual donations are welcome and appreciated.

Please complete this form, detach it and enclose it with your donation.

Thank you for your support to our National Guard men and women and their Families!

DONOR INFORMATION

Name: _____

Address: _____

City: _____

State: _____ Zip: _____

Amount Enclosed: _____

I designate this donation for the following Program (s):

_____ ERF

_____ TAPS

_____ No preference — use as needed



Please make your check payable to the "North Dakota National Guard Foundation" (NDNGF) and mail it to:

NDNG Foundation
P.O. Box 5511
Bismarck, ND 58506-5511

Donations may also be made online using PayPal at www.ndguard.com.

ND-T ★ A ★ P ★ S

The ND Tragedy Assistance Program for Survivors (TAPS) was founded in the wake of a military tragedy and now provides survivors the opportunity to share common fears and problems. They find strength and healing unique to losing a loved one in the line of military duty.

Since 2005, the North Dakota National Guard has provided support to Families of North Dakota Fallen Heroes to attend the TAPS. As of 2009, support for 57 Family members to attend a life-changing seminar hosted by the national TAPS organization has been provided. The ND National Guard Foundation has adopted ND-TAPS as one of the programs it supports by providing the North Dakota Families of fallen service members with the necessary transportation and housing so they can attend the national TAPS program events in Washington, D.C.

NORTH DAKOTA NATIONAL GUARD FOUNDATION

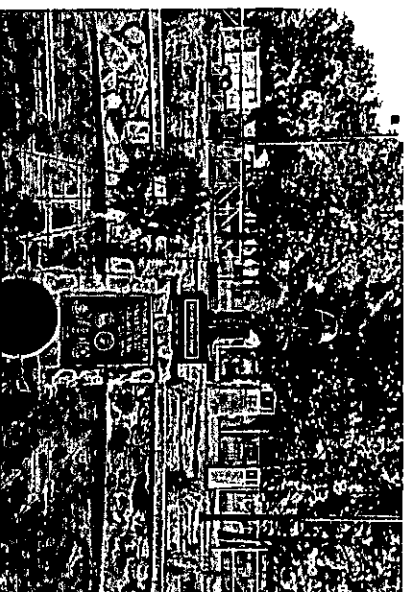


Supporting National Guard Members and Their Families

Emergency Relief Fund (ERF) providing granted money for unforeseen emergencies...

The ERF is a fund that provides financial support in sudden and unforeseen emergency situations such as natural disasters, accidents, illness, fire, or theft. The ERF also provides Commanders with an important asset to accomplish their basic command responsibility for the morale and welfare of their unit members.

Based on fund availability, the ERF may provide one grant per Guard family each year. An ERF committee composed of three individuals review grant requests, along with their supporting financial information, to determine need. Since March 2004, there have been 76 grants provided to ND National Guard Soldiers and Airmen.



ND-TAPS

ND-TAPS supports North Dakota Families of the Fallen service members by providing necessary transportation and housing so family members can attend the National Tragedy

Assistance Program for

Survivors or TAPS event. This program has been an incredible experience for our Families and we have gone from sending our first four Family members in 2005, to 27 in 2010. Reasons for the increase is due to the experiences of those who have attended in previous years. Providing essential support to our Families of all service branches, TAPS helps Family members deal with issues related to the death of their loved one.

"When people think of attending TAPS, they think they will be spending a weekend crying. Instead, you spend your weekend crying and laughing, mostly laughing. You come home rejuvenated not drained."
~Jane Johnson, Licensed Social Worker, NDNG

DONATIONS



Family Program

The ND National Guard Foundation is a 501(c)(3) tax exempt charity. All donations are tax deductible to the extent permitted by law. The Foundation is seeking both corporate and individual sponsors to support these programs for service members and their Families on a continuing basis. For more information you may

contact the:

NDNG Foundation at 701-333-2079

or

Service Member & Family Support Director at 701-333-4801.

If you are interested in making a tax deductible donation to help the survivors of ND Fallen Heroes attend national TAPS program events you may send it to:

ND National Guard Foundation
ATTN: TAPS, PO Box 5511
Bismarck ND, 58506-5511

Please annotate your check that this is for TAPS.

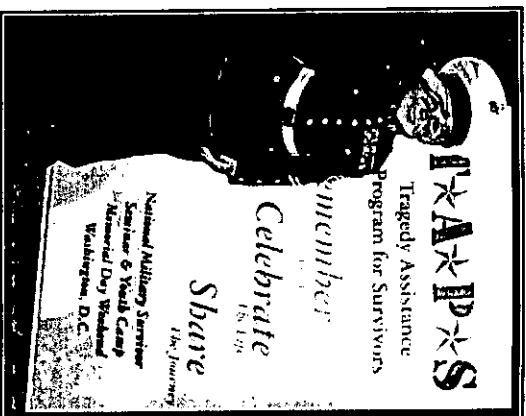
North Dakota National Guard Foundation



ND-TAPS Supporting North Dakota Families of Fallen Service Members

OVERVIEW

The Tragedy Assistance Program for Survivors, Inc. (TAPS) was founded in the wake of a military tragedy, the deaths of eight Soldiers aboard an Army National Guard aircraft in 1992. In the months and years following the loss of their loved ones, the survivors turned to various grief support organizations for comfort; but when they turned to each other for comfort and to share common fears and problems, they found strength and truly began to heal. They realized that the tragedy they shared, losing a loved one in the line of military duty, was far different from other types of losses.

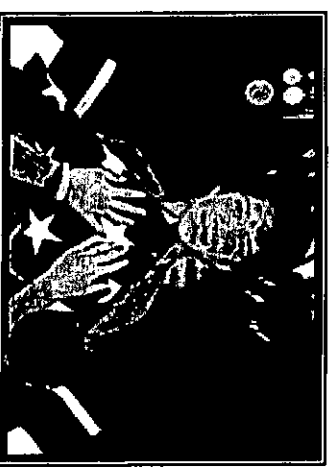


Since 2003, the North Dakota National Guard has provided support for the North Dakota Families of the Fallen to attend TAPS. As of 2008, we have sent over 123 Family members to this life changing seminar. The National Guard Foundation has adopted TAPS as one of the programs it supports. ND Families can now apply for grants from the NDNG Foundation to attend this event.

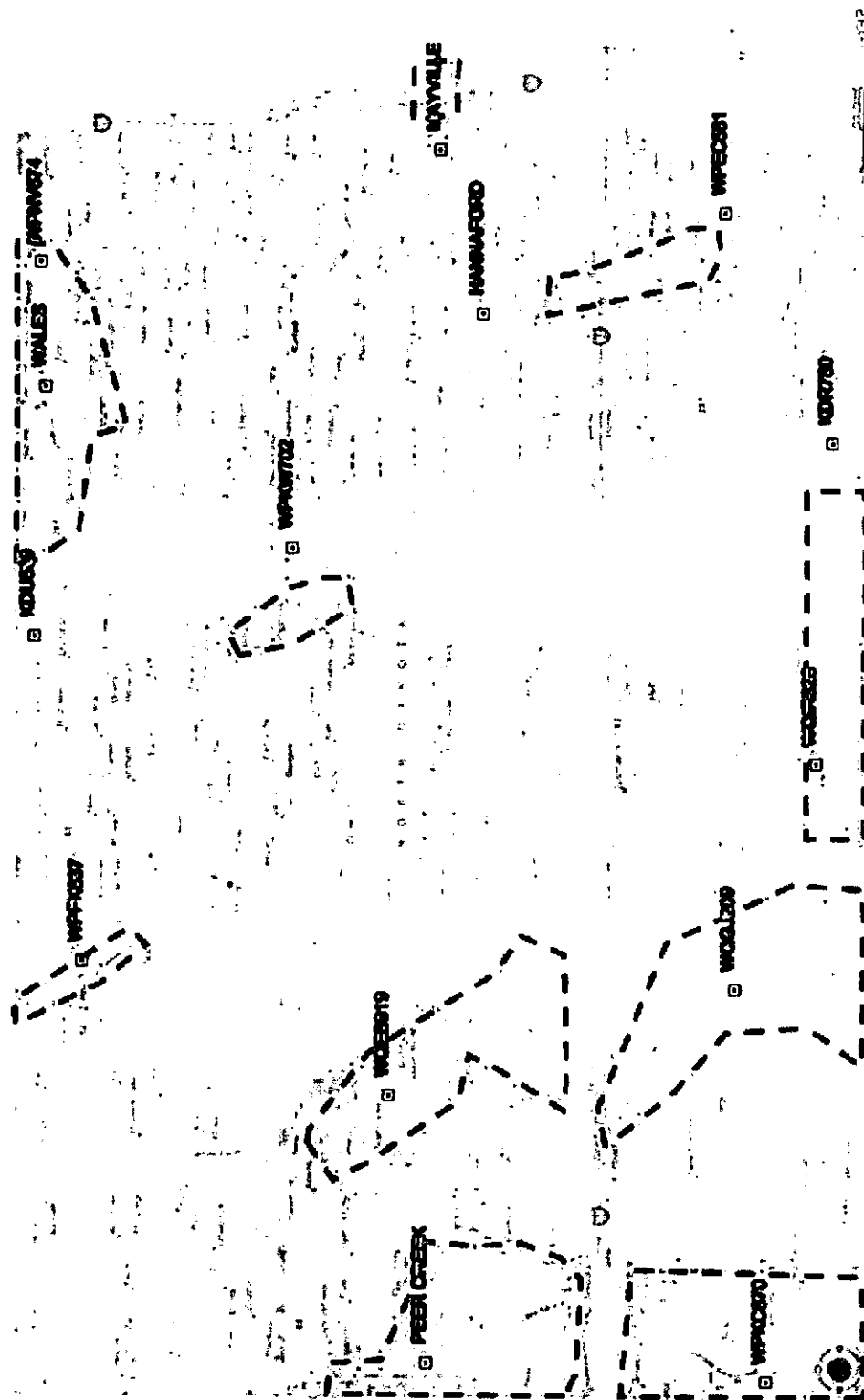


North Dakota National Guard Foundation

The North Dakota National Guard Foundation is a private not-for-profit organization that is chaired by The Adjutant General of ND. The Foundation has four primary support activities. These include the ND National Guard Emergency Relief Fund, the NDNG Family Program, the Air National Guard Heritage Park and the TAPS Grant Fund. All of these are truly excellent and essential programs that meet needs of Soldiers, Airmen and Families above and beyond what can be met through traditional programs.



Possible New Sites – Mobile Coverage



2016.3.24.11A



JOINT FORCE HEADQUARTERS

North Dakota National Guard

PO Box 5511

Bismarck, North Dakota 58506-5511

March 21, 2011

Office of The Adjutant General

The Honorable Blair Thoreson
Chairman, Government Operations Division
House Appropriation Committee
600 East Boulevard Avenue
Bismarck, ND 58501

Dear Representative Thoreson:

During the committee hearing on SB 2016 this past week, the committee asked for additional information and clarification on a couple items. Attached you will find the information requested. Attachment 1 is further explanation on the 14 budget changes requiring a general fund increase. Attachment 2 is a breakdown of the square footage of the 18 community armories and the annual rent for each. Attachment 3 is a complete budget breakdown by line item to show the 2009-11 budget, the 2011-2013 Executive Recommendation and the 2009-11 expenditures through February 28, 2011.

Lastly, the question was asked regarding the number of walk-ins to the Bismarck Military Service Center this past year. Our records indicated approximately 2,980 individuals came into the Center in 2010 for a variety of issues and assistance.

If you have any questions please feel free to call me at 701.333.2002.

Sincerely,

A handwritten signature in black ink, appearing to read "David Spryoczynatyk".

David A. Spryoczynatyk
Major General, ND National Guard
The Adjutant General

Enclosures

**OFFICE OF ADJUTANT GENERAL
11-13 BUDGET CHANGES (GENERAL FUNDS)**

National Guard:

1. Military Service Center East - \$150,000 (\$72,700 is one-time funding for start-up costs)

This request is for funding of a leased facility in Fargo to provide assistance to soldiers and veterans in the eastern part of North Dakota. Lease costs are funded at \$77,300 and one-time start-up costs are funded at \$72,700.

2. 1 FTE for Regional Training Institute (RTI) – \$18,784 (25% State, 75% Federal)

Request for an additional FTE for a Maintenance Worker at the RTI at Camp Grafton. This facility is currently supported with 4 FTE's which cannot sustain a 180,000 square foot facility at its required level of activity.

3. Utilities increase for National Guard facilities - \$105,000

Request is for utilities at the new Operations Center East scheduled for completion in April 2011 and also one year of utilities at the Readiness Center addition at Camp Grafton scheduled for completion in 2012.

4. Maintenance & Repair for State Facilities - \$650,381 (\$385,381 is one-time funding for energy projects at state armories)

Request is for an additional \$265,000 in on-going maintenance and repair costs for state supported facilities across the state (41 buildings). Current funding is not adequate to maintain these facilities. This request also includes \$385,381 as one-time funding for the replacement of inefficient energy systems at state supported facilities.

5. Fire and Tornado Insurance Increase - \$16,000

Request for increase in Fire and Tornado insurance for the RTI and also the Readiness Center addition at Camp Grafton.

6. Maintenance Costs for Civil Air Patrol's Forward Looking Infrared System (FLIR) - \$15,000

Maintenance of the FLIR system purchased by the ND Civil Air Patrol during the 09-11 biennium through federal grant funding.

NDDDES:

1. 4 FTE's for Regional Emergency Management Coordinators - \$149,218 (25% State, 75% Federal)

Request of 4 FTE's as Homeland Security Coordinators for current temporary employees that provide an efficient and effective statewide regional response program. These positions are essential in building and maintaining a strong regional response while providing emergency responses in the most efficient means for the citizens of North Dakota.

2. Statewide Seamless Base Map - \$400,000 (One-time funding)

Request for additional funding of the statewide seamless base map which was first appropriated and began in the 09-11 biennium. This additional funding is required to complete and implement the map in the 11-13 biennium.

3. Computer Aided Dispatch (CAD) - \$356,000

Request for maintenance costs for the 11-13 biennium for the CAD implemented in April 2010.

4. Message Switch Hardware - \$235,000 (One-time funding)

Request to replace current message switch hardware which has reached its maximum processing capacity and cannot run the most current operating system resulting in a security risk. The demand for more information, including the ability to view photographs and archived documents, needs to be met to allow for the greatest amount of information to be gathered by users making decisions in the field.

5. State Radio Central Electronics Band (CEB) - \$1,100,000 (One-time funding)

Request to replace current CEB which controls the dispatchers' access to the State Radio towers. This system is integral to our ability to have radio communications and dispatching ability with law officers, rural fire departments and EMS throughout the state. Current system will not allow anticipated addition of new State Radio towers.

6. State Radio Tower Package (6 Towers) - \$2,180,000 (\$2,000,000 one-time funding)

In September 2010 a study was completed and identified several gaps in current infrastructure which requires 12 new towers. This request is for a funding of six towers this biennium based on location priority at \$2,000,000 and \$180,000 for maintenance on 6 new towers. Original budget request was for \$2,280,000 that included \$2,100,000 for tower costs and \$180,000 for maintenance, however, the Senate moved \$100,000 to provide funding for the Unmanned Aerial Systems Initiative.

7. Motorola Lease Payment - \$1,525,347 (One-time funding and the last payment)

Request provides the last payment on the existing Motorola lease which was initiated in December 2004.

8. Unmanned Aerial Systems Initiative - \$100,000 (One-time funding – Senate change)

This was a change made by the Senate in which \$100,000 was moved from the State Radio Tower Package to fund the Unmanned Aerial Systems Initiative.

CITY OWNED ARMORIES SPACE USAGE BY SQUARE FEET AND RENT

ARMORY LOCATION	NG USE ONLY	CITY USE ONLY	JOINT USE	TOTAL	NG ONLY%	NG RENT/YR
BOTTINEAU	4,118	5,323	13,249	22,690	18%	\$ 10,644.00
CANDO	2,531	0	8,815	11,346	22%	\$ 10,644.00
CARRINGTON	5,026	0	23,362	28,388	18%	\$ 10,644.00
CAVALIER	2,660	465	6,337	9,462	28%	\$ 7,451.00
DICKINSON	4,160	0	11,954	16,114	26%	\$ 10,644.00
EDGLEY	5,360	0	10,952	16,312	33%	\$ 10,644.00
GRAFTON	2,237	0	14,063	16,300	14%	\$ 10,644.00
HAZEN	5,855	0	2,665	8,520	69%	\$ 7,451.00
HETTINGER	3,753	1,972	11,977	17,702	21%	\$ 10,644.00
MESTOWN	9,064	0	28,795	37,859	24%	\$ 10,644.00
LISBON	3,465	2,721	10,300	16,486	21%	\$ 10,644.00
MAYVILLE	5,934	0	8,781	14,715	40%	\$ 10,644.00
MOTT	2,646	798	12,123	15,567	17%	\$ 10,644.00
OAKES	4,095	0	12,221	16,316	25%	\$ 10,644.00
RUGBY	3,611	1,012	11,531	16,154	22%	\$ 10,644.00
VALLEY CITY	9,617	0	8,773	18,390	52%	\$ 14,902.00
WILLISTON	3,898	3,725	13,465	21,088	18%	\$ 10,644.00
WISHEK	2,994	1,258	11,577	15,829	19%	\$ 10,644.00
TOTALS	81,024	17,274	220,940	319,238	25%	\$ 189,464.00

3/17/2011

Agency:

Office of the Adjutant General

ADJUTANT GENERAL GUARD DIVISION:

SALARIES AND WAGES

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
Salaries - Permanent	511000	\$ 3,024,000.00	\$ 3,180,083.00	\$ 2,323,304.52
Temporary Salaries	513000	\$ 600,000.00	\$ 630,000.00	\$ 543,543.14
Overtime	514000	\$ 48,000.00	\$ 48,000.00	\$ 37,030.62
Fringe Benefits	516000	\$ 1,200,433.00	\$ 1,295,803.00	\$ 970,014.98
Salaries and Wages	10	\$ 4,872,433.00	\$ 5,153,886.00	\$ 3,873,893.26
State General Fund		\$ 4,425,006.00	\$ 4,687,239.00	\$ 3,606,687.36
Federal Fund		\$ -	\$ -	\$ -
Special Fund		\$ 447,427.00	\$ 466,647.00	\$ 267,205.90
Total Funding		\$ 4,872,433.00	\$ 5,153,886.00	\$ 3,873,893.26

OPERATIONS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
Travel	521000	\$ 195,000.00	\$ 180,948.00	\$ 148,586.14
Supplies - IT Software	531000	\$ 17,000.00	\$ 17,000.00	\$ 8,702.28
Supply/Material-Professional	532000	\$ 5,000.00	\$ 5,000.00	\$ 869.95
Food and Clothing	533000	\$ 29,000.00	\$ 29,000.00	\$ 21,429.91
Bldg, Ground, Maintenance	534000	\$ 125,000.00	\$ 125,000.00	\$ 114,143.97
Miscellaneous Supplies	535000	\$ 40,000.00	\$ 40,000.00	\$ 47,130.71
Office Supplies	536000	\$ 25,000.00	\$ 25,000.00	\$ 28,151.97
Postage	541000	\$ 14,000.00	\$ 14,000.00	\$ 9,253.17
	542000	\$ 2,000.00	\$ 2,000.00	\$ 2,577.81
IT Equip Under \$5,000	551000	\$ 30,000.00	\$ 30,000.00	\$ 10,840.98
Other Equip Under \$5,000	552000	\$ 20,000.00	\$ 20,000.00	\$ 4,189.03
Office Equip & Furn Supplies	553000	\$ 5,000.00	\$ 5,000.00	\$ -
Utilities	561000	\$ 1,851,889.00	\$ 1,956,889.00	\$ 1,199,638.02
Insurance	571000	\$ 317,000.00	\$ 333,000.00	\$ 234,942.87
Rentals/Leases-Equip & Other	581000	\$ 5,000.00	\$ 5,000.00	\$ 1,539.32
Repairs	591000	\$ 635,280.00	\$ 900,280.00	\$ 802,575.09
IT - Data Processing	601000	\$ 100,000.00	\$ 114,052.00	\$ 82,453.01
IT - Communications	602000	\$ 20,000.00	\$ 20,000.00	\$ 12,422.12
IT Contractual Svcs and Rprs	603000	\$ 500.00	\$ 500.00	\$ -
Professional Development	611000	\$ 12,000.00	\$ 12,000.00	\$ 4,798.84
Operating Fees and Services	621000	\$ 83,222.00	\$ 83,222.00	\$ 76,480.45
Fees - Professional Services	623000	\$ 145,000.00	\$ 145,000.00	\$ 71,459.80
Operating Expenses		\$ 3,676,891.00	\$ 4,062,891.00	\$ 2,882,185.44
State General Fund		\$ 3,651,891.00	\$ 4,037,891.00	\$ 2,878,306.35
Federal Fund		\$ -	\$ -	\$ -
Special Fund		\$ 25,000.00	\$ 25,000.00	\$ 3,879.09
Total Funding		\$ 3,676,891.00	\$ 4,062,891.00	\$ 2,882,185.44

tools, furniture

construction advertising, bldg inspections, mail

A/E costs

CAPITAL ASSETS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
Other Capital Payments	683000	\$ 171,670.00	\$ 177,371.00	\$ 173,176.95
Emergency Repairs	684000	\$ -	\$ 385,381.00	\$ -
Equipment Over \$5000	691000	\$ 52,000.00	\$ 52,000.00	\$ -
Capital Assets		\$ 223,670.00	\$ 614,752.00	\$ 173,176.95
State General Fund		\$ 223,670.00	\$ 614,752.00	\$ 173,176.95
Federal Fund		\$ -	\$ -	\$ -
Special Fund		\$ -	\$ -	\$ -
Total Funding		\$ 223,670.00	\$ 614,752.00	\$ 173,176.95

CARRY OVER

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
Buildings	682000	\$ 9,463,163.00	\$ -	\$ 9,463,163.00
Continuation Carryover		\$ 9,463,163.00	\$ -	\$ 9,463,163.00
State General Fund		\$ -	\$ -	\$ -
Federal Fund		\$ 9,463,163.00	\$ -	\$ 9,463,163.00
Special Fund		\$ -	\$ -	\$ -
Total Funding		\$ 9,463,163.00	\$ -	\$ 9,463,163.00

GRANTS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
Grants, Benefits & Claims	712000	\$ 2,250,470.00	\$ 449,514.00	\$ 1,565,349.57
Grants		\$ 2,250,470.00	\$ 449,514.00	\$ 1,565,349.57
State General Fund		\$ 2,250,470.00	\$ 449,514.00	\$ 1,565,349.57
Federal Fund		\$ -	\$ -	\$ -
Special Fund		\$ -	\$ -	\$ -
Total Funding		\$ 2,250,470.00	\$ 449,514.00	\$ 1,565,349.57

CIVIL AIR PATROL

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
Salaries - Permanent	511000	\$ 63,000.00	\$ 69,226.00	\$ 53,164.00
Fringe Benefits	516000	\$ 13,500.00	\$ 12,791.00	\$ 10,253.26
Travel	521000	\$ 12,000.00	\$ 12,000.00	\$ 6,543.93
Software	531000	\$ 500.00	\$ 500.00	\$ 267.23
Supplies-Material-Professional	532000	\$ 200.00	\$ 200.00	\$ 20.00
Food and Clothing	533000	\$ 500.00	\$ 500.00	\$ -
Bldg. Ground, Maintenance	534000	\$ 36,000.00	\$ 36,000.00	\$ 34,494.42
Miscellaneous Supplies	535000	\$ 2,000.00	\$ 2,000.00	\$ 348.32
Office Supplies	536000	\$ 2,500.00	\$ 2,500.00	\$ 981.10
Postage	541000	\$ 1,000.00	\$ 1,000.00	\$ 726.00
Printing	542000	\$ 1,300.00	\$ 1,300.00	\$ 285.67
IT Equip Under \$5,000	551000	\$ 2,000.00	\$ 2,000.00	\$ 2,754.00
Other Equip Under \$5,000	552000	\$ 10,406.00	\$ 10,406.00	\$ 5,905.88
Insurance	571000	\$ 100.00	\$ 100.00	\$ 73.61
Rentals/Leases-Equip & Other	581000	\$ 25,000.00	\$ 25,000.00	\$ 18,292.00
Rentals/Leases - Bldg/Land	582000	\$ 6,500.00	\$ 6,500.00	\$ 6,611.50
Repairs	591000	\$ 25,000.00	\$ 40,000.00	\$ 13,539.60
IT - Data Processing	601000	\$ 130.00	\$ 130.00	\$ 105.00
IT - Communications	602000	\$ 19,000.00	\$ 19,000.00	\$ 15,197.98
Professional Development	611000	\$ 1,000.00	\$ 1,000.00	\$ 298.00
Operating Fees and Services	621000	\$ 1,200.00	\$ 1,200.00	\$ 3,459.21
Equipment over \$5,000	691000	\$ -	\$ -	\$ 292,699.00
Civil Air Patrol		\$ 222,836.00	\$ 243,353.00	\$ 466,019.71
State General Fund		\$ 222,836.00	\$ 243,353.00	\$ 173,320.71
Federal Fund		\$ -	\$ -	\$ 292,699.00
Special Fund		\$ -	\$ -	\$ -
Total Funding		\$ 222,836.00	\$ 243,353.00	\$ 466,019.71

NATIONAL GUARD EMERGENCY RESPONSE

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
Temporary Salaries	513000	\$ 2,407,000.00	\$ -	\$ 923,415.65
Travel	521000	\$ 224,175.00	\$ -	\$ 206,647.49
Food and Clothing	533000	\$ 20,000.00	\$ -	\$ 11,990.12
Bldg. Ground, Maintenance	534000	\$ 1,000.00	\$ -	\$ 13.00
Miscellaneous Supplies	535000	\$ 40,000.00	\$ -	\$ 17,041.29 flood supplies
Postage	541000	\$ 1,000.00	\$ -	\$ 440.00

Rentals/Leases-Equip & Other	581000	\$ 5,000.00	\$ -	\$ 2,316.96	
Repairs	591000	\$ 15,000.00	\$ -	\$ 1,481.96	
IT - Communications	602000	\$ 1,000.00	\$ -	\$ 442.58	
Printing Fees and Services	621000	\$ 267,000.00	\$ -	\$ 191,443.13	federal equipment
Guard Disaster Response		\$ 2,981,175.00	\$ -	\$ 1,355,232.18	
State General Fund		\$ -	\$ -	\$ -	
Federal Fund		\$ 2,235,881.00	\$ -	\$ 996,909.94	
Special Fund		\$ 745,294.00	\$ -	\$ 358,322.24	
Total Funding		\$ 2,981,175.00	\$ -	\$ 1,355,232.18	

REINTEGRATION

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011	
Salaries - Permanent	511000	\$ 280,000.00	\$ 302,169.00	\$ 219,052.00	
Temporary Salaries	513000	\$ 424,000.00	\$ 456,000.00	\$ 362,304.46	
Overtime	514000	\$ 20,000.00	\$ -	\$ 38,177.93	
Fringe Benefits	516000	\$ 140,000.00	\$ 164,949.00	\$ 116,740.06	
Travel	521000	\$ 144,503.00	\$ 118,503.00	\$ 52,432.24	
Supplies - IT Software	531000	\$ 3,000.00	\$ 3,000.00	\$ 2,299.52	
Supply/Material-Professional	532000	\$ 8,000.00	\$ 8,000.00	\$ -	
Bldg, Ground, Maintenance	534000	\$ 1,000.00	\$ 1,000.00	\$ 120.41	
Miscellaneous Supplies	535000	\$ 25,000.00	\$ 14,622.00	\$ 9,949.86	
Office Supplies	536000	\$ 7,000.00	\$ 7,000.00	\$ 858.05	
IT Equip Under \$5,000	551000	\$ 11,000.00	\$ 11,000.00	\$ 1,508.93	
Office Equip & Furn Supplies	553000	\$ -	\$ 72,700.00		
Utilities	561000	\$ 20,000.00	\$ 20,000.00	\$ 17,728.74	
Insurance	571000	\$ 280.00	\$ 280.00	\$ 220.85	
Rentals/Leases-Equip & Other	581000	\$ 24,000.00	\$ 24,000.00	\$ 13,435.42	gsa vehicle rental
Rentals/Leases - Bldg/Land	582000	\$ 211,626.00	\$ 288,926.00	\$ 174,838.76	
Repairs	591000	\$ 10,000.00	\$ 10,000.00	\$ 1,054.20	
IT - Communications	602000	\$ 18,000.00	\$ 18,000.00	\$ 13,666.64	
Professional Development	611000	\$ 5,000.00	\$ 5,000.00	\$ 8,082.00	
Fees - Professional Services	623000	\$ 25,000.00	\$ 25,000.00	\$ 29,579.59	speakers
Reintegration Program		\$ 1,377,409.00	\$ 1,550,149.00	\$ 1,062,049.66	
State General Fund		\$ 1,377,409.00	\$ 1,550,149.00	\$ 1,062,049.66	
Federal Fund		\$ -	\$ -	\$ -	
Special Fund		\$ -	\$ -	\$ -	
Total Funding		\$ 1,377,409.00	\$ 1,550,149.00	\$ 1,062,049.66	

VETERANS CEMETERY

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011	
Salaries - Permanent	511000	\$ 285,000.00	\$ 333,532.00	\$ 202,542.00	
Temporary Salaries	513000	\$ 85,000.00	\$ 85,000.00	\$ 56,189.50	
Overtime	514000	\$ 1,200.00	\$ -	\$ 688.87	
Fringe Benefits	516000	\$ 117,941.00	\$ 158,384.00	\$ 87,004.23	
ND Veterans Cemetary		\$ 489,141.00	\$ 576,916.00	\$ 346,424.60	
State General Fund		\$ 301,659.00	\$ 328,216.00	\$ 325,102.15	
Federal Fund		\$ -	\$ -	\$ -	
Special Fund		\$ 187,482.00	\$ 248,700.00	\$ 21,322.45	
Total Funding		\$ 489,141.00	\$ 576,916.00	\$ 346,424.60	

AIR GUARD CONTRACTS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011	
Salaries - Permanent	511000	\$ 4,786,000.00	\$ 5,657,025.00	\$ 3,665,453.94	
Temporary Salaries	513000	\$ 210,600.00	\$ 220,800.00	\$ 200,623.91	
Overtime	514000	\$ 2,000.00	\$ -	\$ 697.89	

Fringe Benefits	516000	\$ 1,904,000.00	\$ 2,528,616.00	\$ 1,561,093.86	
Travel	521000	\$ 49,000.00	\$ 49,000.00	\$ 10,616.76	
Supply/Material - Professional	532000	\$ -	\$ -	\$ 85.00	
Food and Clothing	533000	\$ 20,000.00	\$ 20,000.00	\$ 36,987.64	firefighter gear
Ground, Maintenance	534000	\$ 30,000.00	\$ 30,000.00	\$ 30,017.08	
Various Supplies	535000	\$ 12,000.00	\$ 12,000.00	\$ 10,674.82	
Office Supplies	536000	\$ 5,000.00	\$ 5,000.00	\$ 1,737.47	
Other Equipment under \$5,000	552000	\$ -	\$ -	\$ 5,206.97	
Utilities	561000	\$ 1,005,000.00	\$ 1,005,000.00	\$ 744,417.00	
Insurance	571000	\$ 5,600.00	\$ 5,600.00	\$ 3,769.79	
Repairs	591000	\$ 1,434,282.00	\$ 1,434,282.00	\$ 278,421.72	
Professional Development	611000	\$ 10,000.00	\$ 10,000.00	\$ 1,524.00	
Operating Fees and Services	621000	\$ 12,000.00	\$ 12,000.00	\$ 9,158.82	
Equipment Over \$5000	691000	\$ 75,000.00	\$ -	\$ 29,031.63	
Air Guard Contract		\$ 9,560,482.00	\$ 10,989,323.00	\$ 6,589,518.30	
State General Fund		\$ 850,000.00	\$ 894,559.00	\$ 631,174.12	
Federal Fund		\$ 8,710,482.00	\$ 10,094,764.00	\$ 5,958,344.18	
Special Fund		\$ -	\$ -	\$ -	
Total Funding		\$ 9,560,482.00	\$ 10,989,323.00	\$ 6,589,518.30	

ARMY GUARD CONTRACTS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011	
Salaries - Permanent	511000	\$ 6,475,000.00	\$ 7,827,373.00	\$ 5,178,127.96	
Temporary Salaries	513000	\$ 860,000.00	\$ 1,008,000.00	\$ 786,590.28	
Overtime	514000	\$ 95,000.00	\$ 96,000.00	\$ 70,437.40	
Fringe Benefits	516000	\$ 2,602,950.00	\$ 3,386,384.00	\$ 2,177,791.24	
Travel	521000	\$ 375,000.00	\$ 375,000.00	\$ 315,183.08	
Supplies - IT Software	531000	\$ 39,000.00	\$ 39,000.00	\$ 15,702.49	
Supply/Material-Professional	532000	\$ 4,000.00	\$ 4,000.00	\$ 3,908.80	
Food and Clothing	533000	\$ 20,000.00	\$ 20,000.00	\$ 2,772.03	
Ground, Maintenance	534000	\$ 70,000.00	\$ 70,000.00	\$ 44,653.67	
Various Supplies	535000	\$ 500,000.00	\$ 500,000.00	\$ 782,225.30	systems furniture RTI, RJB
Office Supplies	536000	\$ 20,000.00	\$ 20,000.00	\$ 14,999.23	
Postage	541000	\$ 500.00	\$ 500.00	\$ 71.60	
Printing	542000	\$ 500.00	\$ 500.00	\$ 313.30	
IT Equip Under \$5,000	551000	\$ 33,000.00	\$ 33,000.00	\$ 21,616.23	
Other Equip Under \$5,000	552000	\$ 80,000.00	\$ 80,000.00	\$ 33,804.00	
Office Equip & Furn Supplies	553000	\$ 120,000.00	\$ 120,000.00	\$ 178,380.20	
Utilities	561000	\$ 3,179,000.00	\$ 3,179,000.00	\$ 1,835,725.65	
Insurance	571000	\$ 15,000.00	\$ 15,000.00	\$ 11,839.13	
Rentals/Leases-Equip & Other	581000	\$ 2,000.00	\$ 2,000.00	\$ 2,105.19	
Rentals/Leases - Bldg/Land	582000	\$ 1,200,000.00	\$ 1,200,000.00	\$ 751,466.84	
Repairs	591000	\$ 9,000,000.00	\$ 9,000,000.00	\$ 6,728,206.32	
IT - Data Processing	601000	\$ 600,000.00	\$ 600,000.00	\$ 552,345.38	
IT - Communications	602000	\$ 450,000.00	\$ 450,000.00	\$ 194,104.19	
Professional Development	611000	\$ 15,000.00	\$ 15,000.00	\$ 8,276.91	
Operating Fees and Services	621000	\$ 70,000.00	\$ 70,000.00	\$ 86,005.24	
Fees - Professional Services	623000	\$ 3,000,000.00	\$ 3,000,000.00	\$ 1,953,590.08	A/E services
Land and Buildings	682000	\$ 26,951,695.00	\$ 20,000,000.00	\$ 5,925,061.23	
Extraordinary Repairs	684000	\$ 3,000,000.00	\$ 5,000,000.00	\$ 1,935,828.82	
Equipment Over \$5000	691000	\$ 1,200,000.00	\$ -	\$ 342,893.66	
IT Equip/Sftware Over \$5000	693000	\$ 100,000.00	\$ -	\$ 252,137.52	
Army Guard Contract		\$ 60,077,645.00	\$ 56,110,757.00	\$ 30,206,162.97	
State General Fund		\$ 1,101,322.00	\$ 1,223,966.00	\$ 734,040.07	
Federal Fund		\$ 58,976,323.00	\$ 54,886,791.00	\$ 29,472,122.90	
Special Fund		\$ -	\$ -	\$ -	
Total Funding		\$ 60,077,645.00	\$ 56,110,757.00	\$ 30,206,162.97	

FEDERAL STIMULUS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011	
Repairs	591000	\$ 2,247,089.00	\$ -	\$ 2,014,389.61	
Fees - Professional Services	623000	\$ 382,000.00	\$ -	\$ 352,824.92	

Land and Buildings	682000	\$ 400,000.00	\$ -	\$ 267,269.80
Extraordinary Repairs	684000	\$ 410,000.00	\$ -	\$ 444,875.55
Stimulus Funds 2009	79	\$ 3,439,089.00	\$ -	\$ 3,079,359.88
State General Fund		\$ -	\$ -	\$ -
Federal Fund		\$ 3,439,089.00	\$ -	\$ 3,079,359.88
Special Fund		\$ -	\$ -	\$ -
Total Funding		\$ 3,439,089.00	\$ -	\$ 3,079,359.88

TUITION RECRUITING AND RETENTION

<u>EXPENDITURES</u>	<u>Account</u>	<u>09-11 Budget</u>	<u>11-13 Executive Recommendation</u>	<u>09-11 Expenditures Thru 2/28/2011</u>	
Rentals/Leases - Bldg/Land	582000	\$ 405.00	\$ 405.00	\$ 200.00	
Professional Development	611000	\$ 1,852,095.00	\$ 1,852,095.00	\$ 1,236,690.97	
Operating Fees and Services	621000	\$ 555,000.00	\$ 555,000.00	\$ 717,942.11	
Equipment over \$5000	691000	\$ -	\$ -	\$ 14,149.00	kiosk at BSC
EXPENDITURE TOTALS		\$ 2,407,500.00	\$ 2,407,500.00	\$ 1,968,982.08	
State General Fund		\$ 2,407,500.00	\$ 2,407,500.00	\$ 1,968,982.08	

NDDDES DIVISION:

Salaries and Wages

<u>EXPENDITURES</u>	<u>Account</u>	<u>09-11 Budget</u>	<u>11-13 Executive Recommendation</u>	<u>09-11 Expenditures Thru 2/28/2011</u>	
Salaries - Permanent	511000	\$ 5,272,291.00	\$ 6,203,760.00	\$ 4,180,352.18	
Temporary Salaries	513000	\$ 2,101,032.00	\$ 2,093,304.00	\$ 1,112,942.62	
Overtime	514000	\$ 647,032.00	\$ 384,200.00	\$ 451,272.55	
Fringe Benefits	516000	\$ 2,216,966.00	\$ 2,682,480.00	\$ 1,781,799.43	
Salaries and Wages		\$ 10,237,321.00	\$ 11,363,744.00	\$ 7,526,366.78	
State General Fund		\$ 4,720,723.00	\$ 5,247,302.00	\$ 3,934,063.67	
Federal Fund		\$ 4,208,564.00	\$ 4,939,439.00	\$ 3,052,291.77	
Special Fund		\$ 1,308,034.00	\$ 1,177,003.00	\$ 540,011.34	
Total Funding		\$ 10,237,321.00	\$ 11,363,744.00	\$ 7,526,366.78	

OPERATIONS

<u>EXPENDITURES</u>	<u>Account</u>	<u>09-11 Budget</u>	<u>11-13 Executive Recommendation</u>	<u>09-11 Expenditures Thru 2/28/2011</u>	
Travel	521000	\$ 292,108.00	\$ 278,056.00	\$ 293,636.64	
Supplies - IT Software	531000	\$ 78,000.00	\$ 78,000.00	\$ 79,477.85	
Supply/Material-Professional	532000	\$ 17,500.00	\$ 17,500.00	\$ 21,518.58	emerg brochures
Food and Clothing	533000	\$ 1,000.00	\$ 1,000.00	\$ 16,244.35	
Bldg, Grounds, Vehicle Supply	534000	\$ 1,500.00	\$ 1,500.00	\$ 368.48	
Miscellaneous Supplies	535000	\$ 817,000.00	\$ 766,126.00	\$ 535,260.39	flood materials
Office Supplies	536000	\$ 70,000.00	\$ 70,000.00	\$ 61,350.00	
Postage	541000	\$ 15,000.00	\$ 15,000.00	\$ 7,911.90	
IT Equip Under \$5,000	542000	\$ 25,000.00	\$ 25,000.00	\$ 12,644.68	
Other Equip Under \$5,000	551000	\$ 275,000.00	\$ 275,000.00	\$ 195,497.37	
Office Equip & Furn Supplies	552000	\$ 290,000.00	\$ 290,000.00	\$ 92,824.75	
Insurance	553000	\$ 55,000.00	\$ 55,000.00	\$ 18,292.00	
Rentals/leases_Equip & Other	571000	\$ 33,800.00	\$ 33,800.00	\$ 22,234.64	
Rentals/Leases - Bldg/Land	581000	\$ 1,000.00	\$ 1,000.00	\$ 14,000.00	
Repairs	582000	\$ 23,000.00	\$ 23,000.00	\$ 52,843.02	
IT - Data Processing	591000	\$ 375,000.00	\$ 375,000.00	\$ 212,173.24	
	601000	\$ 1,278,000.00	\$ 1,443,052.00	\$ 978,182.25	

IT-- Communications	602000	\$ 283,000.00	\$ 286,000.00	\$ 209,513.86	
IT Contractual Svcs and Rprs	603000	\$ 381,000.00	\$ 773,000.00	\$ 312,429.74	software maint
Professional Development	611000	\$ 95,000.00	\$ 95,000.00	\$ 62,698.97	
Operating Fees and Services	621000	\$ 1,419,500.00	\$ 1,409,500.00	\$ 258,390.83	BND Loan repay
Professional Services	623000	\$ 3,024,058.00	\$ 3,024,058.00	\$ 3,132,005.78	Inspectors
Other Expenses		\$ 8,850,466.00	\$ 9,335,592.00	\$ 6,589,499.32	
State General Fund		\$ 2,129,211.00	\$ 2,614,337.00	\$ 1,074,253.09	
Federal Fund		\$ 4,129,625.00	\$ 4,129,625.00	\$ 4,386,400.36	
Special Fund		\$ 2,591,630.00	\$ 2,591,630.00	\$ 1,128,845.87	
Total Funding		\$ 8,850,466.00	\$ 9,335,592.00	\$ 6,589,499.32	

CAPITAL ASSETS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011	
Equipment Over \$5000	691000	\$ 1,867,370.00	\$ 2,099,347.00	\$ 1,744,919.56	
Motor Vehicles	692000	\$ 43,559.00	\$ 168,000.00	\$ 36,299.48	
IT Equip/Software Over \$5000	693000	\$ 106,418.00	\$ 60,000.00	\$ 139,661.00	
Capital Assets		\$ 2,017,347.00	\$ 2,327,347.00	\$ 1,920,880.04	
State General Fund		\$ 1,525,347.00	\$ 1,525,347.00	\$ 1,527,291.56	
Federal Fund		\$ 492,000.00	\$ 802,000.00	\$ 393,588.48	
Special Fund		\$ -	\$ -	\$ -	
Total Funding		\$ 2,017,347.00	\$ 2,327,347.00	\$ 1,920,880.04	

GRANTS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011	
Grants, Benefits & Claims	712000	\$ 123,347,094.00	\$ 67,819,771.00	\$ 80,414,860.27	
Transfers Out	722000	\$ 3,600,000.00	\$ 3,600,000.00	\$ 1,833,715.08	
Grants	60	\$ 126,947,094.00	\$ 71,419,771.00	\$ 82,248,575.35	
State General Fund		\$ 2,166,835.00	\$ -	\$ 1,982,784.17	
Federal Fund		\$ 102,310,704.00	\$ 63,929,454.00	\$ 72,826,544.56	
Special Fund		\$ 22,469,555.00	\$ 7,490,317.00	\$ 7,439,246.62	
Total Funding		\$ 126,947,094.00	\$ 71,419,771.00	\$ 82,248,575.35	

2009 FLOOD DISASTER

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011	
Salaries - Permanent	511000	\$ 230,000.00	\$ -	\$ 188,539.17	
Temporary Salaries	513000	\$ 525,000.00	\$ -	\$ 481,942.37	
Overtime	514000	\$ 60,000.00	\$ -	\$ 48,386.78	
Fringe Benefits	516000	\$ 120,000.00	\$ -	\$ 98,035.72	
Travel	521000	\$ 50,000.00	\$ 50,000.00	\$ 31,644.77	
Supplies - IT Software	531000	\$ 10,000.00	\$ 10,000.00	\$ 9,533.02	
Supply/Material-Professional	532000	\$ 2,000.00	\$ 2,000.00	\$ 1,334.95	
Miscellaneous Supplies	535000	\$ 7,500.00	\$ 5,000.00	\$ 6,649.84	
Office Supplies	536000	\$ 40,000.00	\$ 40,000.00	\$ 35,086.41	
Postage	541000	\$ 15,000.00	\$ 15,000.00	\$ 14,333.40	
Printing	542000	\$ 8,000.00	\$ 4,000.00	\$ 6,080.63	
IT Equip Under \$5,000	551000	\$ 25,000.00	\$ 20,000.00	\$ 20,477.73	laptops for inspectors
Insurance	571000	\$ 400.00	\$ 400.00	\$ 379.36	
Rentals/Leases - Bldg/Land	582000	\$ 36,000.00	\$ -	\$ 27,848.51	
Repairs	591000	\$ 8,000.00	\$ 5,000.00	\$ 6,394.73	
IT Processing	601000	\$ 10,000.00	\$ 4,000.00	\$ 8,277.83	
Communications	602000	\$ 9,000.00	\$ 5,000.00	\$ 7,972.59	
Professional Development	611000	\$ 5,000.00	\$ 5,000.00	\$ 4,200.86	
Operating Fees and Services	621000	\$ 5,586,500.00	\$ 4,478,598.00	\$ 5,179,569.78	missions thru EOC
Fees - Professional Services	623000	\$ 5,000,000.00	\$ 4,000,000.00	\$ 4,216,441.79	Contractors/Inspectors
Grants, Benefits & Claims	712000	\$ 128,916,917.00	\$ 40,779,010.00	\$ 91,596,369.67	
Transfers Out	722000	\$ 3,500,000.00	\$ 3,500,000.00	\$ 2,103,099.24	
2009 Flood Disaster	65	\$ 144,164,317.00	\$ 52,923,008.00	\$ 104,092,599.15	

State General Fund	\$ 4,207,902.00	\$ -	\$ 4,161,655.47
Federal Fund	\$ 116,956,415.00	\$ 49,553,750.00	\$ 94,605,287.11
Special Fund	\$ 23,000,000.00	\$ 3,369,258.00	\$ 5,325,656.57
Total Funding	\$ 144,164,317.00	\$ 52,923,008.00	\$ 104,092,599.15

CARRY OVER (CAD Ph I)

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
IT Equip/Sftware Over \$5000	693000	\$ 910,308.00	\$ -	\$ 910,307.61
Construction Carryover		\$ 910,308.00	\$ -	\$ 910,307.61
State General Fund		\$ 910,308.00	\$ -	\$ 910,307.61
Federal Fund		\$ -	\$ -	\$ -
Special Fund		\$ -	\$ -	\$ -
Total Funding		\$ 910,308.00	\$ -	\$ 910,307.61

RADIO COMMUNICATIONS

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
Other Capital Payments	683000	\$ -	\$ 2,100,000.00	
IT Equip/Sftware Over \$5000	693000	\$ 3,745,000.00	\$ 2,235,000.00	\$ 727,654.95
Radio Communications	71	\$ 3,745,000.00	\$ 4,335,000.00	\$ 727,654.95
State General Fund		\$ 3,745,000.00	\$ 3,835,000.00	\$ 727,654.95
Federal Fund		\$ -	\$ 500,000.00	\$ -
Special Fund		\$ -	\$ -	\$ -
Total Funding		\$ 3,745,000.00	\$ 4,335,000.00	\$ 727,654.95

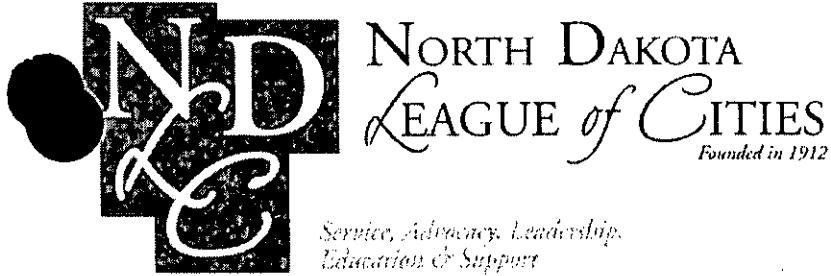
FEDERAL STIMULUS (NCIC Software)

	Account	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
IT Equip/Sftware Over \$5000	693000	\$ 311,500.00	\$ -	\$ 224,630.00
Federal Stimulus Funds 2009		\$ 311,500.00	\$ -	\$ 224,630.00
State General Fund		\$ -	\$ -	\$ -
Federal Fund		\$ 311,500.00	\$ -	\$ 224,630.00
Special Fund		\$ -	\$ -	\$ -
Total Funding		\$ 311,500.00	\$ -	\$ 224,630.00

	09-11 Budget	11-13 Executive Recommendation	09-11 Expenditures Thru 2/28/2011
AGENCY BUDGET TOTALS	\$ 398,225,257.00	\$ 233,863,503.00	\$ 267,272,030.80

State General Fund	\$ 36,217,089.00	\$ 29,659,125.00	\$ 27,436,199.54
Federal Fund	\$ 311,233,746.00	\$ 188,835,823.00	\$ 224,751,341.18
Special Fund	\$ 50,774,422.00	\$ 15,368,555.00	\$ 15,084,490.08
Total Funding	\$ 398,225,257.00	\$ 233,863,503.00	\$ 267,272,030.80

TOTAL AUTHORIZED EMPLOYEES	232.00	242.00	232.00
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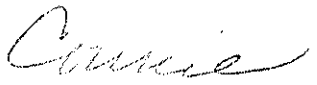
March 23, 2011

To: Members of the House Appropriations Committee
Government Operations Division
Regarding: SB 2016

I am pleased, on behalf of the 18 cities that host an armory, to support additional funding for city armory rental in the Adjutant General's budget. The host cities have enjoyed a partnership with the North Dakota National Guard for many decades.

City leaders both understand and appreciate the benefits of this partnership, but they also face funding difficulties. While the legislature has appropriated money for rental of the facilities for many years, over the course of the last two decades the payments have been adjusted once (15 percent in 2007) while utility and maintenance costs of these aging structures have increased every year. The rental payments have not kept pace with operational costs which leaves little for needed repairs.

Again, the cities appreciate the partnership but also urge your support for an increase in the rental payments.


Connie Sprynczynatyk
Executive Director

540 Adjutant General
Change Package Summary

2016.3.24/11C

Description	FTE	Requested			Recommended			Total Funds		
		General Fund	Federal Funds	Special Funds	General Fund	Federal Funds	Special Funds	General Fund	Federal Funds	Special Funds
One Time Optional Changes										
A-D 22 STATE-WIDE SEAMLESS BASEMAP DES #4		400,000	500,000	-	400,000	500,000	-	400,000	500,000	-
A-D 25 MILITARY MUSEUM EXPLORATORY STUDY NG #7		40,000	-	-	-	-	-	-	-	-
A-D 21 MESSAGE SWITCH UPGRADES DES #9		235,000	-	-	235,000	-	-	235,000	-	-
A-D 24 STATE RADIO EQUIPMENT - CEB DES #10		1,100,000	-	-	1,100,000	-	-	1,100,000	-	-
A-D 23 STATE RADIO TOWER PACKAGE DES #11		2,280,000	-	-	2,100,000	-	-	2,100,000	-	-
A-C 2 MILITARY SERVICE CENTER EAST - NG #1		-	-	-	72,700	-	-	72,700	-	-
OMB Extraordinary Repairs		-	-	-	385,381	-	-	385,381	-	-
Total One Time Optional Changes		4,055,000	500,000	-	4,293,081	500,000	-	4,293,081	500,000	-
Ongoing Optional Changes										
A-C 6 Cost to Continue 2009-11 2nd year FTE		-	-	-	58,035	174,105	-	58,035	174,105	-
A-D 23 STATE RADIO TOWER PACKAGE DES #11		-	-	-	180,000	-	-	180,000	-	-
A-C 2 MILITARY SERVICE CENTER EAST - NG #1		200,000	-	-	77,300	-	-	77,300	-	-
A-C 14 4 FTEs - REGIONAL EMERG MGMT COORDINATORS DES #1	4.00	149,218	447,657	-	149,218	447,657	-	149,218	447,657	-
A-C 6 4 FTEs - RTI - NG #2	4.00	91,632	274,902	-	18,784	56,358	-	18,784	56,358	-
A-C 15 1 FTE - GRANTS AND CONTRACT OFFICER II DES #2	1.00	37,304	111,915	-	-	-	-	-	-	-
A-C 5 AGENCY EQUITY PACKAGE - DES #3		33,204	24,904	1,186	59,294	-	-	-	-	-
A-C 7 1 FTE - ADMINISTRATIVE SUPPORT NG #3	1.00	99,565	-	-	99,565	-	-	99,565	-	-
A-C 13 UTILITIES - NG FACILITIES NG #4		105,000	-	-	105,000	-	-	105,000	-	-
A-C 3 MAINTENANCE & REPAIR FOR STATE FACILITIES NG #5		650,000	-	-	265,000	-	-	265,000	-	-
A-C 19 NODES RENTAL STORAGE FACILITY - DES #5		75,000	-	-	75,000	-	-	75,000	-	-
A-C 1 RADIO FEE SHORTFALL DES #6		236,000	-	(236,000)	-	-	-	-	-	-
A-C 12 INSURANCE - NDNG FACILITIES NG #6		16,000	-	-	16,000	-	-	16,000	-	-
A-C 4 COMPUTER AIDED DISPATCH MAINTENANCE DES #7		356,000	-	-	356,000	-	-	356,000	-	-
A-C 16 1 FTE - GIS SPECIALIST III - DES #8	1.00	81,708	81,708	-	163,416	-	-	163,416	-	-
A-C 20 RECRUITING BONUSES NG #8		200,000	-	-	200,000	-	-	200,000	-	-
A-C 8 5 FTEs - 119TH WING FIREFIGHTERS - NG #9	5.00	490,523	-	-	490,523	-	-	490,523	-	-
A-C 10 1 FTE - ENVIRONMENTAL STAFF MEMBER NG #10	1.00	118,944	-	-	118,944	-	-	118,944	-	-
A-C 11 MAINTENANCE COSTS - CAP FLIR NG #11		15,000	-	-	15,000	-	-	15,000	-	-
A-C 9 1 FTE - MATERIAL MGMT SUPERVISOR NG #12	1.00	27,985	83,956	-	111,941	-	-	111,941	-	-
A-C 17 1 FTE - OPERATIONS OFFICER DES #12	1.00	68,758	68,760	-	137,518	-	-	137,518	-	-
A-C 18 1 FTE - EMERGENCY PROGRAM SPECIALIST II DES #13	1.00	63,918	63,920	-	127,838	-	-	127,838	-	-
A-C Optional Savings Package		(706,265)	-	-	(706,265)	-	-	-	-	-
A-C Compensation Package		-	-	-	583,535	1,119,049	60,124	583,535	1,119,049	60,124
Senate Contracted Disaster Response Coordination		-	-	-	-	-	-	400,000	-	-
Senate Replace Mobile Data Service Funding		-	-	-	-	-	-	194,430	-	-
Total Ongoing Optional Changes		20,000	1,800,027	1,767,189	(234,814)	3,332,402	60,124	4,171,688	60,124	4,766,118
Total Optional Budget Changes		20,000	5,855,027	2,267,189	(234,814)	7,887,402	60,124	8,964,769	60,124	9,559,199

2016.3.3 1/7

FY 2011 Survey


County	Portable Radios		Mobile Radios		Base Stations		In-Car Repeaters		Fixed Repeater		Shortfall
	Required	On Hand	Required	On Hand	Required	On Hand	Required	On Hand	Required	On Hand	
Adams	120	79	126	100	24	11	21	6	13	5	8
Barnes	44	8	37	35	11	7	6	0	2	2	0
Benson											
Billings	78	63	43	37	10	10	0	0	1	1	0
Bottineau	116	4	142	22	11	11	0	0	4	4	0
Burke	61	61	58	58	11	11	5	5	1	1	0
Burleigh	471	425	242	226	14	9	3	3	8	7	2
Cass	734	683	565	495	71	64	3	3	26	22	4
Cavalier	124	46	123	96	11	11	18	8	7	2	5
Dickey	5	5	13	12	10	10	5	5	18	18	0
Divide	44	2	53	48	10	10	5	5	5	4	1
Dunn	69	50	39	28	7	8	7	7	0	0	0
Eddy	29	7	31	13	9	8	0	0	4	4	0
Emmons	19	10	43	30	1	1	3	3	1	1	0
Foster	71	0	63	62	10	10	0	0	4	4	0
Golden Valley	50	41	11	11	4	3	4	4	1	1	0
Grand Forks	334	41	131	17	73	56	67	10	11	4	7
Grant											
Griggs	12	0	10	7	9	8	0	0	4	3	1
Hettinger	21	14	25	25	13	13	0	0	0	0	0
Kidder	34	25	24	23	2	2	6	0	6	2	0
LaMoure	46	26	53	50	14	7	18	13	1	1	0
Logan	48	44	41	20	8	5	0	0	1	1	0
McHenry	0	0	34	34	4	4	32	32	3	3	0
McIntosh	43	35	37	36	8	5	11	8	2	1	1
McKenzie	62	12	60	60	11	11	6	4	5	4	1
McLean	272	22	160	52	24	14	13	10	5	5	0
Mercer											
Morton	158	70	236	43	28	20	37	28	15	11	4
Mountrail	48	46	36	34	8	7	0	0	4	4	0
Nelson	55	53	68	17	10	7	6	5	4	3	1
Oliver	28	13	37	21	5	4	12	7	4	3	1
Pembina	78	71	78	48	15	8	21	11	7	5	2
Pierce	31	7	30	8	3	3	5	0	3	2	1
Ransom	127	86	198	48	23	14	0	0	11	3	8
Renville	30	14	26	25	3	3	5	5	2	2	0
Richland	63	45	59	44	13	13	17	11	18	18	0
Rolette	86	86	36	36	4	4	10	10	6	6	0
Sargent	34	34	36	36	4	4	10	10	4	4	0
Sheridan	45	21	20	7	5	3	12	4	0	0	0
Sioux	0	0	12	0	0	0	0	0	0	0	0
Slope	55	43	34	25	4	2	2	2	2	2	0
Stark	36	38	31	31	3	3	12	8	3	3	0
Steele	84	56	55	28	17	5	5	3	4	3	1
Stutsman	125	22	95	8	20	0	13	0	2	0	2
Towner	28	25	33	30	6	3	23	10	4	4	0
Trail	86	0	64	24	4	4	10	10	7	5	2
Walsh	125	113	101	49	12	12	10	10	11	9	2
Ward	445	268	207	167	32	28	1	0	4	4	0
Wells	73	65	28	28	8	8	3	3	10	7	3
Williams	195	136	215	177	24	20	11	8	5	4	1
Three Affiliated	30	26	28	25	6	3	12	3	11	5	3
Spirit Lake	69	22	56	17	8	2	27	11	6	2	3
Standing Rock											
Turtle Mountain	91	36	63	43	9	4	6	0	6	0	6
TOTALS	5134	3035	4086	2809	857	480	494	269	274	205	69

Estimated Costs Range	\$ 1,500.00	\$ 2,000.00	\$ 4,198,000.00	\$ 2,500.00	\$ 3,000.00	\$ 5,000.00	\$ 882,000.00	\$ 2,500.00	\$ 5,000.00	\$ 20,000.00	Total Shortfall	Total Shortfall
												\$ 882,500.00
Total Estimated Shortfall	\$10,939,000.00											

Note: Estimates are derived from grant reimbursement figures. Shortfall totals are based on the higher amount in the range. Fixed repeater costs are based on an average figure of \$12,500.

2016.3.30.11B

To: Chairman Blair Thoreson, House Appropriations – Government Operations Division
And Committee Members of House Appropriations – Government Operations Division

From: Major General David A. Sprynczynatyk, The Adjutant General 

Re: 4 FTE's – Homeland Security Regional Coordinators

Date: March 30, 2001

In response to the question raised yesterday, our current budget for the four temporary Homeland Security Regional Coordinators is \$489,309. This is all federal funds.

The 2011-13 executive recommendation is \$630,736 which is inclusive of a benefit package for each of the four positions as FTE's. The breakout of funds for this amount is \$473,052 federal funding and \$157,684 state funding. Of the \$630,736, \$461,169 is for salary and the balance, \$169,567, is for the associated benefits package.

If you have any further questions, please let me know.

2016.3.11c

Prepared by the Legislative Council staff
for
March 29, 2011

LISTING OF PROPOSED CHANGES TO SENATE BILL NO. 2016

Department - Adjutant General

Proposed funding changes:

Description	FTE	General Fund	Special Funds	Total
1 Reduce one-time funding provided for State Radio tower enhancements from \$2 million to \$1.5 million (Approved on voice vote)		(\$500,000)		(\$500,000)
2 Reduce one-time funding provided for extraordinary repairs		(\$60,000)		(\$60,000)
Provide funding to 18 municipal owned city armories to be distributed proportionately based on rent rates (Approved on voice vote)		\$60,000		\$60,000
Total proposed funding changes	0.00	(\$500,000)	\$0	(\$500,000)

Other proposed changes:

- 1 Add a statement of intent that the Adjutant General is to work with the public and private sector in the implementation of state radio tower enhancements to maximize the number of radio tower additions with the provided appropriation.


2

3

4

2016.3.30.1K

To: Chairman Blair Thoreson, House Appropriations – Government Operations Division
And Committee Members of House Appropriations – Government Operations Division

From: Major General David A. Sprynczynatyk, The Adjutant General 

Re: 4 FTE's – Homeland Security Regional Coordinators

Date: March 30, 2001

In response to the question raised yesterday, our current budget for the four temporary Homeland Security Regional Coordinators is \$489,309. This is all federal funds.

The 2011-13 executive recommendation is \$630,736 which is inclusive of a benefit package for each of the four positions as FTE's. The breakout of funds for this amount is \$473,052 federal funding and \$157,684 state funding. Of the \$630,736, \$461,169 is for salary and the balance, \$169,567, is for the associated benefits package.

If you have any further questions, please let me know.

PROPOSED AMENDMENTS TO SENATE BILL NO. 2016

Page 1, line 2, after the fourth semicolon insert "to amend and reenact section 37-17.3-08 of the North Dakota Century Code, relating to state radio fees;"

Page 2, replace line 8 with:

"Operating expenses	4,102,057	5,827,965	9,930,022"
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Page 2, replace line 9 with:

"Capital assets	492,000	1,935,347	2,427,347"
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Page 2, replace line 12 with:

"Radio communications	<u>0</u>	<u>4,235,000</u>	<u>4,235,000"</u>
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Page 2, replace line 13 with:

"Total all funds	\$58,379,929	\$93,918,963	\$152,298,892"
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Page 2, replace line 14 with:

"Less estimated income	<u>52,550,869</u>	<u>86,331,607</u>	<u>138,882,476"</u>
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Page 2, replace line 15 with:

"Total general fund	\$5,829,060	\$7,587,356	\$13,416,416"
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Page 2, replace line 20 with:

"Grand total general fund	\$21,789,867	\$8,063,688	\$29,853,555"
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Page 2, replace line 21 with:

"Grand total special funds	<u>119,888,101</u>	<u>84,716,277</u>	<u>204,604,378"</u>
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Page 2, replace line 22 with:

"Grand total all funds	\$141,677,968	\$92,779,965	\$234,457,933"
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Page 2, replace line 29 with:

"Motorola lease purchase payment	\$1,525,347	\$1,525,347"
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Page 3, replace line 2 with:

"Technology projects	3,600,000	100,000"
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Page 3, replace line 10 with:

"State radio tower package	0	2,000,000"
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Page 3, replace line 14 with:

"Total all funds	\$135,719,117	\$6,318,428"
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Page 3, replace line 16 with:

"Total general fund	\$18,935,347	\$5,818,428"
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Page 4, after line 17, insert:

"SECTION 8. AMENDMENT. Section 37-17.3-08 of the North Dakota Century Code is amended and reenacted as follows:

37-17.3-08. State radio system and service fees.

1. The director shall establish the appropriate fees for access to the state radio system and the service provided to local government users of the mobile data terminal system and North Dakota law enforcement telecommunications systems and other such systems that may be employed that enhance public safety. Changes to fees charged by the division, including schedule of charges for counties and cities, will take effect on July first. The director shall announce any fee increases a minimum of one year ~~prior to~~before the effective date. When the director considers an adjustment, as a part of the process the director shall consult with representatives of state and local units of government ~~prior to~~before setting fees. The director may consider economic conditions and the general economy when setting fees. The director shall deposit all revenue obtained under this chapter with the state treasurer for deposit in the state radio broadcasting system operating account. The state radio broadcasting system operating account must be expended pursuant to legislative appropriation for the operation and maintenance of the system. ~~Fee structures will include:~~
- ~~4.2.~~ Mobile data terminal fees. The division shall establish and charge fees to provide mobile data terminal service to interested local law enforcement agencies except for local law enforcement agencies using private commercial access to the state message switch. The fees must be based on actual costs incurred by the division for providing the service and will be levied on a per system user basis. State general fund agencies that access the system will not incur any fees for the service.
- ~~2.3.~~ Each county and city law enforcement department that accesses the North Dakota teletype system shall pay a fee based upon fifty percent of the actual costs incurred by the division for providing the service. Fees will be levied on a per terminal basis. Other law enforcement affiliated organizations and federal agencies will pay one hundred percent of the actual costs incurred by the division for providing the service. Fees will be levied on a per terminal basis. State general fund agencies that access the system will not incur any fees for the service. City and county law enforcement fees will be based on the following schedule of charges per terminal:
 - a. County population of less than five thousand shall pay ~~thirty~~forty dollars per month.
 - b. County population of five thousand or more but less than ten thousand shall pay ~~sixty~~eighty dollars per month.

- c. County population of ten thousand or more but less than fifteen thousand shall pay ~~ninetyone~~ one hundred twenty dollars per month.
- d. County population of fifteen thousand or more but less than twenty-five thousand shall pay one hundred ~~twenty~~ sixty dollars per month.
- e. County population of twenty-five thousand or more shall pay ~~one~~ two hundred ~~sixty~~ dollars per month."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of Senate Action

	Executive Budget	Senate Changes	Senate Version
Adjutant General			
Total all funds	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	0	65,721,902
General fund	<u>\$16,437,139</u>	<u>\$0</u>	<u>\$16,437,139</u>
Department of Emergency Services			
Total all funds	\$151,704,462	\$594,430	\$152,298,892
Less estimated income	138,482,476	400,000	138,882,476
General fund	<u>\$13,221,986</u>	<u>\$194,430</u>	<u>\$13,416,416</u>
Bill total			
Total all funds	\$233,863,503	\$594,430	\$234,457,933
Less estimated income	204,204,378	400,000	204,604,378
General fund	<u>\$29,659,125</u>	<u>\$194,430</u>	<u>\$29,853,555</u>

Senate Bill No. 2016 - Department of Emergency Services - Senate Action

	Executive Budget	Senate Changes	Senate Version
Salaries and wages	\$11,363,744		\$11,363,744
Operating expenses	9,335,592	594,430	9,930,022
Capital assets	2,327,347	100,000	2,427,347
Grants	71,419,771		71,419,771
2009 flood disaster	52,923,008		52,923,008
Radio communications	<u>4,335,000</u>	<u>(100,000)</u>	<u>4,235,000</u>
Total all funds	\$151,704,462	\$594,430	\$152,298,892
Less estimated income	<u>138,482,476</u>	<u>400,000</u>	<u>138,882,476</u>
General fund	\$13,221,986	\$194,430	\$13,416,416
FTE	63.00	0.00	63.00

Department No. 542 - Department of Emergency Services - Detail of Senate Changes

	Adds Funding to Contract for Disaster Response Coordinationⁿ¹	Changes Technology Funding²	Adds Funding for Mobile Data Services³	Total Senate Changes
Salaries and wages				

Operating expenses	400,000		194,430	594,430
Capital assets		100,000		100,000
Grants				
2009 flood disaster				
Radio communications		(100,000)		(100,000)
Total all funds	\$400,000	\$0	\$194,430	\$594,430
Less estimated income	400,000	0	0	400,000
General fund	\$0	\$0	\$194,430	\$194,430
FTE	0.00	0.00	0.00	0.00

¹ Funding is provided from the state disaster relief fund to the Department of Emergency Services to contract for services to coordinate disaster response organizations with state and political subdivision disaster response efforts, including all aspects of disaster recovery from preparedness training through cleanup for declared or undeclared disasters.

² A portion of one-time funding provided in the executive budget for State Radio enhancements is reclassified to technology projects in the capital assets line item from the radio communications line item.

³ Funding is provided to the Department of Emergency Services for defraying the expenses of providing mobile data terminal services.

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 2, after the fourth semicolon insert "and"

Page 1, line 4, remove "; and to declare an emergency"

Page 3, remove lines 28 through 30

Page 4, remove lines 1 and 2

Page 5, remove line 30

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:**Senate Bill No. 2016 - Summary of House Action**

	Executive Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$82,159,041	\$82,159,041	\$0	\$82,159,041
Less estimated income	65,721,902	65,721,902	0	65,721,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services				
Total all funds	\$151,704,462	\$152,298,892	\$0	\$152,298,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
General fund	\$13,221,986	\$13,416,416	\$0	\$13,416,416
Bill total				
Total all funds	\$233,863,503	\$234,457,933	\$0	\$234,457,933
Less estimated income	204,204,378	204,604,378	0	204,604,378
General fund	\$29,659,125	\$29,853,555	\$0	\$29,853,555

Senate Bill No. 2016 - Department of Emergency Services - House Action

Section 4 relating to the state disaster relief fund is removed. The section appropriated, subject to Emergency Commission approval, any funds in the state disaster relief fund to the Adjutant General for defraying expenses of state disasters pursuant to Section 37-17.1-27.

NDDDES Public Assistance PW Summary By Disaster

Disaster Year	Disaster Number	Number of PW's <small>Note 1</small>	\$ Total - 100%	FEMA Denied	FEMA Denied State Funded	State Paid
1999	DR-1279	4,428	\$ 52,274,232.98	7		
2000	DR-1334	2,752	\$ 43,171,922.90	9		
2001	DR-1376	3,006	\$ 30,543,836.02	10	¹ Note 2	\$192,486.00
2004	DR-1515	1,154	\$ 16,582,593.28	4		
2005	DR-1597	1,105	\$ 18,881,829.10	1		
2005	DR-1616	135	\$ 2,528,451.09			
2006	DR-1621	39	\$ 2,537,340.72			
2006	DR-1645	877	\$ 9,634,804.63	16		
2007	DR-1713	468	\$ 3,793,426.14	3		
2007	DR-1725	21	\$ 911,890.13	1		
2007	DR-1726	164	\$ 10,805,285.87	2		
2009	DR-1829	8,760	\$ 127,993,626.57	29	² Note 3	\$202,104.35
2010	DR-1879	70	\$ 17,987,825.91	2		
2010	DR-1901	50	\$ 35,156,176.40	2		
2010	DR-3309	169	\$ 6,169,209.88	8		
2010	DR-1907	1,308	\$ 33,162,997.12	2		
Totals		24,506	\$ 412,135,448.74	96		\$394,590.35

Note 1 - Project Worksheet (PW) includes up to 10 individual projects. In total more than 200,000 individual projects have been processed since 1999

Note 2 - Barnes County structure relocation (\$192,486)

Note 3 - Fargo Quick Reaction Force parking lot (\$21,680) and Ramsey County Road reconstruction (\$180,424)

SB 2016
Bond comm.

Deferred maintenance	625,000	0
Veterans' bonus multiple deployments	0	500,000
Technology projects	0	3,600,000
Technology equipment and software purchases	0	160,000
Total general fund	\$2,781,970	\$5,785,347

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

SECTION 7. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION. In addition to the amount appropriated to the adjutant general in the veterans' cemetery line item in subdivision 1 of section 1 of this Act, there is appropriated any additional funds which are received and deposited in the veterans' cemetery maintenance fund pursuant to sections 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the biennium beginning July 1, 2009, and ending June 30, 2011.

SECTION 8. MAINTENANCE AND REPAIRS - TRANSFERS. The adjutant general may transfer to the operating expenses and capital assets line items contained in section 1 of this Act up to the sum of \$500,000 from the various other line items contained in section 1 of this Act, as determined necessary by the adjutant general to provide for the maintenance and repair of state-owned armories in this state during the biennium beginning July 1, 2009, and ending June 30, 2011. Any amounts transferred pursuant to this section must be reported to the director of the office of management and budget.

SECTION 9. EXEMPTION. Funding of \$980,000 from the general fund appropriated for the computer-aided dispatch project, as contained in subdivision 2 of section 3 of chapter 42 of the 2007 Session Laws, is not subject to the provisions of section 54-44.1-11, and any unexpended funds from these appropriations or related revenues are available and may be expended during the biennium beginning July 1, 2009, and ending June 30, 2011.

SECTION 10. LEGISLATIVE INTENT - REINTEGRATION PROGRAM. It is the intent of the sixty-first legislative assembly that the adjutant general use all federal funds available for the reintegration program before using the \$1,377,409 appropriated for the program in subdivision 1 of section 1 of this Act. The funding for the program is to be used for providing support for all service members and their families for the biennium beginning July 1, 2009, and ending June 30, 2011.

SECTION 11. REINTEGRATION PROGRAM - REPORT TO THE BUDGET SECTION. The adjutant general shall provide a report to the budget section during the 2009-10 interim regarding reintegration program expenditures and the program's impact on service members.

SECTION 12. LEGISLATIVE INTENT - STATE RADIO COMMUNICATIONS COVERAGE. It is the intent of the sixty-first legislative assembly that the funding of \$500,000 appropriated in the radio communications line item in subdivision 2 of section 1 of this Act is for improving state radio communications coverage in the state. ~~Of the \$500,000, \$100,000 is for conducting a study of the effects of next generation 911, \$75,000 is for alternatives to constructing new state radio towers, and \$325,000 is for implementing a new state radio tower site near Wales.~~ *125K 570K 100K*

SECTION 13. LEGISLATIVE INTENT - DISASTER FUNDING. It is the intent of the sixty-first legislative assembly that 2009 flood disaster payments to political subdivisions be made allowing for a six percent local share. The difference between current federal funding and anticipated federal funding is to be made by the state until federal reimbursement funds are received for the period beginning with the effective date of this Act through June 30, 2011.

SECTION 14. AMENDMENT. Subsections 3 and 4 of section 37-29-03 of the North Dakota Century Code as created by section 1 of House Bill No. 1181, as approved by the sixty-first legislative assembly, are amended and reenacted as follows:

211-300

2

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

Page 1, line 2, after the fourth semicolon insert "to create and enact a new section to chapter 37-17.1 of the North Dakota Century Code, relating to written confirmation of federal disaster funding;"

Page 1, line 4, after the semicolon insert "to provide legislative intent;"

Page 1, replace lines 17 and 18 with:

"Capital assets	223,670	331,082	554,752
Grants	449,514	60,000	509,514"

Page 2, replace lines 13 and 14 with:

"Radio communications	<u>0</u>	<u>3,735,000</u>	<u>3,735,000</u>
Total all funds	\$58,379,929	\$93,418,963	\$151,798,892"

Page 2, replace line 16 with:

"Total general fund	\$5,829,060	\$7,087,356	\$12,916,416"
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Page 2, replace line 21 with:

"Grand total general fund	\$21,789,867	\$7,563,688	\$29,353,555"
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Page 2, replace line 23 with:

"Grand total all funds	\$141,677,968	\$92,279,965	\$233,957,933"
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Page 3, replace line 11 with:

"State radio tower package	0	1,500,000"
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Page 3, replace lines 14 and 15 with:

"Armory grants	0	60,000
Extraordinary repairs	<u>0</u>	<u>325,381</u>
Total all funds	\$135,719,117	\$5,818,428"

Page 3, replace line 17 with:

"Total general fund	\$18,935,347	\$5,318,428"
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Page 3, line 30, replace ", subject to emergency commission approval, any additional funds" with "out of any moneys"

Page 4, line 1, replace "as determined necessary by" with "not otherwise appropriated, the sum of \$3,500,000, or so much of the sum as may be necessary, to"

Page 4, line 1, after "for" insert "the purpose of providing the required state share of funding to match federal funds for"

Page 4, line 2, replace "of" with "associated with presidential-declared"

Page 4, after line 19, insert:

"SECTION 8. A new section to chapter 37-17.1 of the North Dakota Century Code is created and enacted as follows:

Written confirmation of federal disaster funding required.

If the expected source of funding or reimbursement for a construction or repair project is from or through the approval of the federal emergency management agency, a political subdivision shall request and receive written approval from the federal emergency management agency before contracting for the construction or repair."

Page 5, after line 29, insert:

"SECTION 10. LEGISLATIVE INTENT - STATE RADIO TOWER PACKAGE. It is the intent of the sixty-second legislative assembly that the adjutant general work with other public agencies and private sector entities to maximize the number of state radio tower enhancements or additions that may be implemented within the funding appropriated in subdivision 2 of section 1 of this Act, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of House Action

	Executive Budget	Senate Version	House Changes	House Version
Adjutant General				
Total all funds	\$82,159,041	\$82,159,041	\$3,500,000	\$85,659,041
Less estimated income	65,721,902	65,721,902	3,500,000	69,221,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
Department of Emergency Services				
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
General fund	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416
Bill total				
Total all funds	\$233,863,503	\$234,457,933	\$3,000,000	\$237,457,933
Less estimated income	204,204,378	204,604,378	3,500,000	208,104,378
General fund	\$29,659,125	\$29,853,555	(\$500,000)	\$29,353,555

Senate Bill No. 2016 - Adjutant General - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$5,153,886	\$5,153,886		\$5,153,886
Operating expenses	4,062,891	4,062,891		4,062,891
Capital assets	614,752	614,752	(60,000)	554,752
Grants	449,514	449,514	60,000	509,514
Civil Air Patrol	243,353	243,353		243,353
Tuition, recruiting, and retention	2,407,500	2,407,500		2,407,500
Air Guard contract	10,989,323	10,989,323		10,989,323
Army Guard contract	56,110,757	56,110,757		56,110,757
Reintegration program	1,550,149	1,550,149		1,550,149

Veterans' Cemetery	576,916	576,916		576,916
Additional state disaster matching			3,500,000	3,500,000
Total all funds	\$82,159,041	\$82,159,041	\$3,500,000	\$85,659,041
Less estimated income	65,721,902	65,721,902	3,500,000	69,221,902
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139
FTE	179.00	179.00	0.00	179.00

Department No. 540 - Adjutant General - Detail of House Changes

	Reduces Capital Assets for Extraordinary Repairs ¹	Adds Funding for Grants to Armories ²	Adds State Disaster Relief Fund Spending Authority ³	Total House Changes
Salaries and wages				
Operating expenses				
Capital assets	(60,000)			(60,000)
Grants		60,000		60,000
Civil Air Patrol				
Tuition, recruiting, and retention				
Air Guard contract				
Army Guard contract				
Reintegration program				
Veterans' Cemetery				
Additional state disaster matching			3,500,000	3,500,000
Total all funds	(\$60,000)	\$60,000	\$3,500,000	\$3,500,000
Less estimated income	0	0	3,500,000	3,500,000
General fund	(\$60,000)	\$60,000	\$0	\$0
FTE	0.00	0.00	0.00	0.00

¹ Funding provided for one-time extraordinary repairs is reduced by \$60,000, from \$385,381 to \$325,381.

² Funding is added for grants to the 18 municipal-owned armories to be distributed proportionately based on rental rates.

³ The amendment changes Section 4 to limit the Adjutant General's additional spending authority from the state disaster relief fund to \$3.5 million to match federal disaster funds.

The amendment creates a new section to Chapter 37-17.1 requiring written confirmation of federal disaster funding prior to a political subdivision contracting for the construction or repair projects.

Senate Bill No. 2016 - Department of Emergency Services - House Action

	Executive Budget	Senate Version	House Changes	House Version
Salaries and wages	\$11,363,744	\$11,363,744		\$11,363,744
Operating expenses	9,335,592	9,930,022		9,930,022
Capital assets	2,327,347	2,427,347		2,427,347
Grants	71,419,771	71,419,771		71,419,771
2009 flood disaster	52,923,008	52,923,008		52,923,008
Radio communications	4,335,000	4,235,000	(500,000)	3,735,000
Total all funds	\$151,704,462	\$152,298,892	(\$500,000)	\$151,798,892
Less estimated income	138,482,476	138,882,476	0	138,882,476
	\$13,221,986	\$13,416,416	(\$500,000)	\$12,916,416

General fund				
FTE	63.00	63.00	0.00	63.00

Department No. 542 - Department of Emergency Services - Detail of House Changes

	Reduces Funding for State Radio Tower Enhancements ¹	Total House Changes
Salaries and wages		
Operating expenses		
Capital assets		
Grants		
2008 flood disaster		
Radio communications	(500,000)	(500,000)
Total all funds	(\$500,000)	(\$500,000)
Less estimated income	0	0
General fund	(\$500,000)	(\$500,000)
FTE	0.00	0.00

¹ One-time funding provided for State Radio tower enhancements is reduced by \$500,000, from \$2 million to \$1.5 million.

A section of legislative intent is added to provide that the Adjutant General work with public and private sector entities to maximize the number of State Radio tower enhancements or additions that may be implemented within the funding provided.

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2016

That the House recede from its amendments as printed on pages 1292-1295 of the Senate Journal and pages 1447-1450 of the House Journal and that Engrossed Senate Bill No. 2016 be amended as follows:

Page 1, line 4, after the semicolon insert "to provide legislative intent;"

Page 1, replace lines 17 and 18 with:

"Capital assets	223,670	331,082	554,752
Grants	449,514	60,000	509,514"

Page 2, replace line 11 with:

"Grants	44,402,267	27,117,504	71,519,771"
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Page 2, replace lines 13 and 14 with:

"Radio communications	<u>0</u>	<u>3,735,000</u>	<u>3,735,000</u>
Total all funds	\$58,379,929	\$93,518,963	\$151,898,892"

Page 2, replace line 16 with:

"Total general fund	\$5,829,060	\$7,187,356	\$13,016,416"
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Page 2, replace lines 21 through 23 with:

"Grand total general fund	\$21,789,867	\$7,663,688	\$29,453,555
Grand total special funds	<u>119,888,101</u>	<u>110,716,277</u>	<u>230,604,378</u>
Grand total all funds	\$141,677,968	\$118,379,965	\$260,057,933"

Page 3, after line 9, insert:

"211 service provider grant	0	100,000"
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Page 3, replace line 11 with:

"State radio tower package	0	1,500,000"
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Page 3, replace lines 14 and 15 with:

"Armory grants	0	60,000
Extraordinary repairs	0	325,381
Total all funds	\$135,719,117	\$5,918,428"

Page 3, replace line 17 with:

"Total general fund

\$18,935,347

\$5,418,428"

Page 3, after line 21, insert:

"SECTION 3. APPROPRIATION - FLOOD-RELATED COSTS. There is appropriated from special funds derived from federal funds or other income the sum of \$22,500,000, or so much of the sum as may be necessary, to the adjutant general for the purpose of defraying expenses relating to 2011 flood disasters, for the period beginning with the effective date of this Act through June 30, 2013."

Page 3, line 30, replace ", subject to emergency commission approval, any additional funds" with "out of any moneys"

Page 4, line 1, replace "as determined necessary by" with "not otherwise appropriated, the sum of \$3,500,000, or so much of the sum as may be necessary, to"

Page 4, line 1, after "for" insert "the purpose of providing the required state share of funding for"

Page 4, line 2, replace "of" with "associated with presidential-declared"

Page 4, line 16, replace "and" with a comma

Page 4, line 16, after the second "study" insert ", and for a new state radio tower site near Wales"

Page 4, line 17, replace "and any unexpended" with ". Unexpended"

Page 4, line 18, after "item" insert "must first be used for providing a \$50,000 grant relating to the administration of statewide 211 services and any remaining funds are"

Page 4, line 18, replace "these studies" with "the next generation 911 study, state radio tower study, and state radio tower enhancements or additions"

Page 4, after line 19, insert:

"SECTION 9. EXEMPTION. Funding of \$68,000 from the general fund appropriated to the adjutant general as contained in subdivisions 1 and 2 of section 1 of chapter 16 of the 2009 Session Laws is not subject to the provisions of section 54-44.1-11. The adjutant general may use this funding for the purpose of providing a grant relating to the administration of statewide 211 services, for the biennium beginning July 1, 2011, and ending June 30, 2013."

Page 5, after line 29, insert:

"SECTION 11. LEGISLATIVE INTENT - STATE RADIO TOWER PACKAGE. It is the intent of the sixty-second legislative assembly that the adjutant general work with other public agencies and private sector entities to maximize the number of state radio tower enhancements or additions that may be implemented within the funding appropriated in subdivision 2 of section 1 of this Act, for the biennium beginning July 1, 2011, and ending June 30, 2013.

SECTION 12. LEGISLATIVE INTENT - 211 SERVICES. It is the intent of the sixty-second legislative assembly that the adjutant general collaborate with the department of human services, the state department of health, the tobacco prevention and control committee, and the insurance department to provide funding of \$475,000, or so much of the sum as may be necessary, for grants relating to the administration of statewide 211 services, for the biennium beginning July 1, 2011, and ending June 30,

2013. The agencies may award grants only to an entity that agrees to provide statewide assistance connecting 211 callers to information relating to health and human services, including suicide prevention; mental health; gambling addiction; services for elderly citizens and citizens with disabilities; and North Dakota support for active military, veterans, and military families."

Page 5, line 30, replace "Section 4" with "Sections 3 and 5"

Page 5, line 30, replace "is" with "are"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Senate Bill No. 2016 - Summary of Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Adjutant General						
Total all funds	\$82,159,041	\$82,159,041	\$26,000,000	\$108,159,041	\$85,659,041	\$22,500,000
Less estimated income	65,721,902	65,721,902	26,000,000	91,721,902	69,221,902	22,500,000
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139	\$16,437,139	\$0
Department of Emergency Services						
Total all funds	\$151,704,462	\$152,298,892	(\$400,000)	\$151,898,892	\$151,798,892	\$100,000
Less estimated income	138,482,476	138,882,476	0	138,882,476	138,882,476	0
General fund	\$13,221,986	\$13,416,416	(\$400,000)	\$13,016,416	\$12,916,416	\$100,000
Bill total						
Total all funds	\$233,863,503	\$234,457,933	\$25,600,000	\$260,057,933	\$237,457,933	\$22,600,000
Less estimated income	204,204,378	204,604,378	26,000,000	230,604,378	208,104,378	22,500,000
General fund	\$29,659,125	\$29,853,555	(\$400,000)	\$29,453,555	\$29,353,555	\$100,000

Senate Bill No. 2016 - Adjutant General - Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$5,153,886	\$5,153,886		\$5,153,886	\$5,153,886	
Operating expenses	4,062,891	4,062,891		4,062,891	4,062,891	
Capital assets	614,752	614,752	(60,000)	554,752	554,752	
Grants	449,514	449,514	60,000	509,514	509,514	
Civil Air Patrol	243,353	243,353		243,353	243,353	
Tuition, recruiting, and retention	2,407,500	2,407,500		2,407,500	2,407,500	
Air Guard contract	10,989,323	10,989,323		10,989,323	10,989,323	
Army Guard contract	56,110,757	56,110,757		56,110,757	56,110,757	
Reintegration program	1,550,149	1,550,149		1,550,149	1,550,149	
Veterans' Cemetery	576,916	576,916		576,916	576,916	
Additional state disaster relief funding			3,500,000	3,500,000	3,500,000	
Funding for flood-related disasters			22,500,000	22,500,000		22,500,000
Total all funds	\$82,159,041	\$82,159,041	\$26,000,000	\$108,159,041	\$85,659,041	\$22,500,000
Less estimated income	65,721,902	65,721,902	26,000,000	91,721,902	69,221,902	22,500,000
General fund	\$16,437,139	\$16,437,139	\$0	\$16,437,139	\$16,437,139	\$0
FTE	179.00	179.00	0.00	179.00	179.00	0.00

Department No. 540 - Adjutant General - Detail of Conference Committee Changes

	Reduces Capital Assets for Extraordinary Repairs ¹	Adds Funding for Grants to Armories ²	Adds State Disaster Relief Fund Spending Authority ³	Appropriates Funding for Flood-Related Disasters ⁴	Total Conference Committee Changes
Salaries and wages					
Operating expenses					
Capital assets	(60,000)				(60,000)
Grants		60,000			60,000
Civil Air Patrol					
Tuition, recruiting, and retention					
Air Guard contract					
Army Guard contract					
Reintegration program					
Veterans' Cemetery					
Additional state disaster relief funding			3,500,000		3,500,000
Funding for flood-related disasters				22,500,000	22,500,000
Total all funds	(\$60,000)	\$60,000	\$3,500,000	\$22,500,000	\$26,000,000
Less estimated income	0	0	3,500,000	22,500,000	26,000,000
General fund	(\$60,000)	\$60,000	\$0	\$0	\$0
FTE	0.00	0.00	0.00	0.00	0.00

¹ Funding provided for one-time extraordinary repairs is reduced by \$60,000, from \$385,381 to \$325,381. This reduction was included in the House version of the bill, but not the Senate version.

² Funding is added for grants to the 18 municipal-owned armories to be distributed proportionately based on rental rates. This addition was included in the House version of the bill, but not the Senate version.

³ The amendment changes Section 4 to limit the Adjutant General's additional spending authority from the state disaster relief fund to \$3.5 million to provide the state share of funding for expenses associated with presidential-declared state disasters pursuant to Section 37-17.1-27. The House limited the funding to the state share of funding to match federal funds for expenses associated with presidential-declared state disasters pursuant to Section 37-17.1-27.

⁴ This amendment appropriates \$22.5 million of federal funds to the Adjutant General for expenses relating to the 2011 flood disaster. This funding was not appropriated in either the House or Senate versions of the bill.

The conference committee amendment does not include a new section to Chapter 37-17.1 added by the House requiring written confirmation of federal disaster funding prior to a political subdivision contracting for the related construction or repair projects.

Senate Bill No. 2016 - Department of Emergency Services - Conference Committee Action

	Executive Budget	Senate Version	Conference Committee Changes	Conference Committee Version	House Version	Comparison to House
Salaries and wages	\$11,363,744	\$11,363,744		\$11,363,744	\$11,363,744	
Operating expenses	9,335,592	9,930,022		9,930,022	9,930,022	
Capital assets	2,327,347	2,427,347		2,427,347	2,427,347	
Grants	71,419,771	71,419,771	100,000	71,519,771	71,419,771	100,000
2009 flood disaster	52,923,008	52,923,008		52,923,008	52,923,008	
Radio communications	4,335,000	4,235,000	(500,000)	3,735,000	3,735,000	
Total all funds	\$151,704,462	\$152,298,892	(\$400,000)	\$151,898,892	\$151,798,892	\$100,000
Less estimated income	138,482,476	138,882,476	0	138,882,476	138,882,476	0
	\$13,221,986	\$13,416,416	(\$400,000)	\$13,016,416	\$12,916,416	\$100,000

General fund						
FTE	63.00	63.00	0.00	63.00	63.00	0.00

Department No. 542 - Department of Emergency Services - Detail of Conference Committee Changes

	Reduces Funding for State Radio Tower Enhancements ¹	Adds Funding for a Grant to a 211 Service Provider ²	Total Conference Committee Changes
Salaries and wages			
Operating expenses			
Capital assets			
Grants		100,000	100,000
2009 flood disaster			
Radio communications	(500,000)		(500,000)
Total all funds	(\$500,000)	\$100,000	(\$400,000)
Less estimated income	0	0	0
General fund	(\$500,000)	\$100,000	(\$400,000)
FTE	0.00	0.00	0.00

¹ One-time funding provided for State Radio tower enhancements is reduced by \$500,000, from \$2 million to \$1.5 million, the same as the House version.

² Funding is added for a grant to administer statewide 211 services. This section was not included in the House or Senate versions of the bill.

A section of legislative intent is added to provide that the Adjutant General work with public and private sector entities to maximize the number of State Radio tower enhancements or additions that may be implemented within the funding provided. This section was also included in the House version.

A section is added to provide carryover authority, of up to \$68,000 of unused general fund appropriations, from the 2009-11 biennium into the 2011-13 biennium for the purpose of providing a grant to administer statewide 211 services. This section was not included in the House or Senate versions of the bill.

The amendment provides that unexpended amounts appropriated in the 2009-11 biennium for the next generation 911 study, State Radio tower study, and new radio tower site near Wales may continue into the 2011-13 biennium to be used first to provide a \$50,000 grant to administer statewide 211 services with any remaining funds to be used for the next generation 911 study, State Radio tower study, and State Radio tower enhancements or additions. Carryover authority for the radio tower site near Wales and directives on the use of the funding in the 2011-13 biennium were not included in the House or Senate versions of the bill.

The bill includes the following estimated funding for the statewide 211 program:

For a contract for 211 service	\$82,000
Carryover of unused general fund appropriations from the 2009-11 biennium	68,000
Carryover of unused general fund appropriations from the 2009-11 biennium relating to next generation 911 study, State Radio tower study, and new radio tower site near Wales	50,000
From the general fund for grant to administer statewide 211 services	<u>100,000</u>
Total	\$300,000

In addition, a section of legislative intent is added to provide that the Adjutant General collaborate with the Department of Human Services, the State Department of Health, the Tobacco Prevention and Control Committee, and the Insurance Commissioner to provide up to \$475,000 for a grant to administer statewide 211 services. This section was not included in the House or Senate versions of the bill.