

**Sixty-second Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2011**

HOUSE BILL NO. 1011
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the highway patrol; and to provide for a legislative management study.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the highway patrol for the purpose of defraying the expenses of the highway patrol, for the biennium beginning July 1, 2011, and ending June 30, 2013, as follows:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|----------------------------------|-------------------|--|----------------------|
| Administration | \$2,926,419 | \$233,423 | \$3,159,842 |
| Field operations | 37,198,354 | 4,007,915 | 41,206,269 |
| Law enforcement training academy | <u>1,496,942</u> | <u>105,546</u> | <u>1,602,488</u> |
| Total all funds | \$41,621,715 | \$4,346,884 | \$45,968,599 |
| Less estimated income | <u>10,893,730</u> | <u>631,595</u> | <u>11,525,325</u> |
| Total general fund | \$30,727,985 | \$3,715,289 | \$34,443,274 |
| Full-time equivalent positions | 194.00 | 0.00 | 194.00 |

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-THIRD LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-first legislative assembly for the 2009-11 biennium and the 2011-13 one-time funding items included in the appropriation in section 1 of this Act:

| <u>One-Time Funding Description</u> | <u>2009-11</u> | <u>2011-13</u> |
|--|----------------|------------------|
| Capital security upgrade | \$80,000 | \$0 |
| Commercial vehicle information exchange window system | 100,000 | 0 |
| Weigh station repairs | 100,000 | 0 |
| Digital radio equipment upgrade | 0 | <u>1,237,000</u> |
| Total all funds | \$280,000 | \$1,237,000 |
| Total special funds | 0 | <u>161,000</u> |
| Total general fund | \$280,000 | \$1,076,000 |

The 2011-13 one-time funding amounts are not a part of the entity's base budget for the 2013-15 biennium. The highway patrol shall report to the appropriations committees of the sixty-third legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2011, and ending June 30, 2013.

SECTION 3. SPECIAL FUNDS TRANSFER. The less estimated income line item in section 1 of this Act includes the sum of \$5,025,762, or so much of the sum as may be necessary, from the state highway tax distribution fund which may be transferred at the direction of the superintendent of the highway patrol for the purpose of defraying the expenses of the highway patrol during the biennium beginning July 1, 2011, and ending June 30, 2013.

SECTION 4. PAYMENTS TO HIGHWAY PATROL OFFICERS. Each patrol officer of the highway patrol is entitled to receive from funds appropriated in section 1 of this Act an amount not to exceed

\$200 per month for the biennium beginning July 1, 2011, and ending June 30, 2013. The payments are in lieu of reimbursement for meals and other expenses, except lodging, while in travel status within the state of North Dakota or while at their respective home stations. The amounts must be paid at the time and in the same manner as salaries are paid to members of the highway patrol and may be paid without the presentation of receipts or other memorandums.

SECTION 5. LEGISLATIVE MANAGEMENT STUDY - HIGHWAY PATROL TRAINING ACADEMY.

During the 2011-12 interim, the legislative management shall consider studying the feasibility and desirability of relocating the highway patrol training academy or portions of the training academy. The study, if conducted, must review options for relocating the training academy, options for relocating the emergency operations vehicle training course, and options for constructing a highway patrol shooting range. The legislative management shall report its findings and recommendations, together with any legislation needed to implement the recommendations, to the sixty-third legislative assembly.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1011.

House Vote: Yeas 84 Nays 6 Absent 4

Senate Vote: Yeas 47 Nays 0 Absent 0

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2011.

Approved at _____ M. on _____, 2011.

Governor

Filed in this office this _____ day of _____, 2011,

at _____ o'clock _____ M.

Secretary of State