

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"

Page 3, replace line 16 with:

"Total general fund \$18,935,347 \$5,818,428"

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:~~
- ~~1.2.~~ 1.2. ~~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.~~ 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**

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
Adjutant General			
Total all funds	\$82,159,041	\$0	\$82,159,041
Less estimated income	<u>65,721,902</u>	0	<u>65,721,902</u>
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	<u>138,482,476</u>	400,000	<u>138,882,476</u>
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	<u>204,204,378</u>	400,000	<u>204,604,378</u>
General fund	\$29,659,125	\$194,430	\$29,853,555

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

	<b>Executive Budget</b>	<b>Senate Changes</b>	<b>Senate Version</b>
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>	(100,000)	<u>4,235,000</u>
Total all funds	\$151,704,462	\$594,430	\$152,298,892
Less estimated income	<u>138,482,476</u>	400,000	<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**

	<b>Adds Funding to Contract for Disaster Response Coordination<sup>1</sup></b>	<b>Changes Technology Funding<sup>2</sup></b>	<b>Adds Funding for Mobile Data Services<sup>3</sup></b>	<b>Total Senate Changes</b>
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

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<sup>1</sup> 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.

<sup>2</sup> 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.

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