

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the office of the
2 adjutant general; to provide appropriations; to provide for transfers; to provide exemptions; and
3 to declare an emergency.

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

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

10 Subdivision 1.

11 NATIONAL GUARD

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
12			
13			
14	Salaries and wages	\$312,450	\$5,153,886
15	Operating expenses	386,000	4,062,891
16	Capital assets	391,082	614,752
17	Grants	0	449,514
18	Civil air patrol	20,517	243,353
19	Tuition, recruiting, and retention	0	2,407,500
20	Air guard contract	1,437,780	10,989,323
21	Army guard contract	(3,947,342)	56,110,757
22	Reintegration program	172,740	1,550,149
23	Veterans' cemetery	<u>87,775</u>	<u>576,916</u>
24	Total all funds	(\$1,138,998)	\$82,159,041

Sixty-second
Legislative Assembly

1	Less estimated income	<u>67,337,232</u>	<u>(1,615,330)</u>	<u>65,721,902</u>
2	Total general fund	\$15,960,807	\$476,332	\$16,437,139

3 Subdivision 2.

4 DEPARTMENT OF EMERGENCY SERVICES

5			Adjustments or	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	Salaries and wages	\$9,383,605	\$1,980,139	\$11,363,744
8	Operating expenses	4,102,057	5,233,535	9,335,592
9	Capital assets	492,000	1,835,347	2,327,347
10	Grants	44,402,267	27,017,504	71,419,771
11	2009 flood disaster	0	52,923,008	52,923,008
12	Radio communications	<u>0</u>	<u>4,335,000</u>	<u>4,335,000</u>
13	Total all funds	\$58,379,929	\$93,324,533	\$151,704,462
14	Less estimated income	<u>52,550,869</u>	<u>85,931,607</u>	<u>138,482,476</u>
15	Total general fund	\$5,829,060	\$7,392,926	\$13,221,986

16 Subdivision 3.

17 BILL TOTAL

18			Adjustments or	
19		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
20	Grand total general fund	\$21,789,867	\$7,869,258	\$29,659,125
21	Grand total special funds	<u>119,888,101</u>	<u>84,316,277</u>	<u>204,204,378</u>
22	Grand total all funds	\$141,677,968	\$92,185,535	\$233,863,503
23	Full-time equivalent positions	232.00	10.00	242.00

24 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

25 **SIXTY-THIRD LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
 26 items approved by the sixty-first legislative assembly for the 2009-11 biennium and the 2011-13
 27 one-time funding items included in the appropriation in section 1 of this Act:

28	<u>One-Time Funding Description</u>	<u>2009-11</u>	<u>2011-13</u>
29	Motorola lease purchase payment	\$1,525,347	\$1,577,347
30	Message switch upgrades	0	235,000
31	Central electronics bank dispatch system	0	1,100,000

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1	Veterans' bonus multiple deployments	500,000	0
2	Technology projects	3,600,000	0
3	Technology equipment and software	160,000	0
4	purchases		
5	Tornado disaster grants	250,000	0
6	Snow removal grants	20,000,000	0
7	2009 flood disaster	105,500,000	0
8	Volunteer management grants	400,000	0
9	2009 federal fiscal stimulus	3,783,770	0
10	State radio tower package	0	2,100,000
11	Statewide seamless base map	0	900,000
12	Military service center east	0	72,700
13	Extraordinary repairs	<u>0</u>	<u>385,381</u>
14	Total all funds	\$135,719,117	\$6,370,428
15	Less estimated income	<u>116,783,770</u>	<u>500,000</u>
16	Total general fund	\$18,935,347	\$5,870,428

17 The 2011-13 one-time funding amounts are not a part of the entity's base budget for the
 18 2013-15 biennium. The adjutant general shall report to the appropriations committees of the
 19 sixty-third legislative assembly on the use of this one-time funding for the biennium beginning
 20 July 1, 2011, and ending June 30, 2013.

21 **SECTION 3. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.** In
 22 addition to the amount appropriated to the adjutant general in the veterans' cemetery line item
 23 in subdivision 1 of section 1 of this Act, there is appropriated any additional funds which are
 24 received and deposited in the veterans' cemetery maintenance fund pursuant to sections
 25 37-03-14 and 39-04-10.10 for the operation of the North Dakota veterans' cemetery for the
 26 biennium beginning July 1, 2011, and ending June 30, 2013.

27 **SECTION 4. STATE DISASTER RELIEF FUND - APPROPRIATION.** In addition to the
 28 amount appropriated to the adjutant general in subdivision 2 of section 1 of this Act, there is
 29 appropriated, subject to emergency commission approval, any additional funds in the state
 30 disaster relief fund, as determined necessary by the adjutant general for defraying the expenses
 31 of state disasters pursuant to section 37-17.1-27.

1 **SECTION 5. MAINTENANCE AND REPAIRS - TRANSFERS.** The adjutant general may
2 transfer to the operating expenses and capital assets line items contained in section 1 of this
3 Act up to the sum of \$500,000 from the various other line items contained in section 1 of this
4 Act, as determined necessary by the adjutant general to provide for the maintenance and repair
5 of state-owned armories in this state during the biennium beginning July 1, 2011, and ending
6 June 30, 2013. Any amounts transferred pursuant to this section must be reported to the
7 director of the office of management and budget.

8 **SECTION 6. EXEMPTION.** Any amounts carried over pursuant to section 3 of chapter 312
9 of the 2009 Session Laws that is unexpended as of June 30, 2011, is not subject to section
10 54-44.1-11 and is available for payment of adjusted compensation to veterans. Any unexpended
11 funds from this appropriation must be transferred to the veterans' cemetery trust fund during
12 the biennium beginning July 1, 2013, and ending June 30, 2015.

13 **SECTION 7. EXEMPTION.** The amount appropriated in the capital assets line for the next
14 generation 911 study and state radio tower study in section 1, subdivision 2, of chapter 16 of the
15 2009 Session Laws is not subject to section 54-44.1-11 and any unexpended funds from this
16 line item are available for conducting these studies during the biennium beginning July 1, 2011,
17 and ending June 30, 2013.

18 **SECTION 8. EMERGENCY.** Section 4 of this Act is declared to be an emergency measure.