

Sixty-third
Legislative Assembly
of North Dakota

ENGROSSED HOUSE BILL NO. 1003

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 attorney general;
2 to amend and reenact ~~sections~~section 54-12-11 and ~~54-59-22~~ of the North Dakota Century
3 Code, relating to the salary of the attorney general and ~~to required use of information-~~
4 ~~technology services~~; and to declare an emergency.

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

6 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
7 as may be necessary, are appropriated out of any moneys in the general fund in the state
8 treasury, not otherwise appropriated, and from special funds derived from federal funds and
9 other income, to the attorney general for the purpose of defraying the expenses of the attorney
10 general, for the biennium beginning July 1, 2013, and ending June 30, 2015, as follows:

	Base Level	Adjustments or Enhancements	Appropriation
13 Salaries and wages	\$29,506,046	\$3,158,135	\$32,664,181
14 Accrued leave payments	0	1,057,247	1,057,247
15 Operating expenses	16,418,016	4,267,598	20,685,614
16 Capital assets	1,943,783	359,294	2,303,077
17 Grants	3,420,000	(1,046,053)	2,373,947
18 Litigation fees	50,000	0	50,000
19 Medical examinations	660,000	0	660,000
20 North Dakota lottery	3,700,242	433,579	4,133,821
21 Arrest and return of fugitives	10,000	0	10,000
22 Gaming commission	7,368	0	7,368
23 Total all funds	\$55,715,455	\$8,229,800	\$63,945,255
24 Less estimated income	24,485,610	3,638,521	28,124,131

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1	Total general fund	\$31,229,845	\$4,591,279	\$35,821,124
2	Full-time equivalent positions	204.00	1.00	205.00
3	Salaries and wages	\$29,506,046	\$5,478,516	\$34,984,562
4	Accrued leave payments	0	1,057,247	1,057,247
5	Operating expenses	16,418,016	10,576,040	26,994,056
6	Capital assets	1,943,783	419,294	2,363,077
7	Grants	3,420,000	(1,046,053)	2,373,947
8	Litigation fees	50,000	0	50,000
9	Abortion litigation fees	0	400,000	400,000
10	Medical examinations	660,000	0	660,000
11	North Dakota lottery	3,700,242	433,579	4,133,821
12	Arrest and return of fugitives	10,000	0	10,000
13	Gaming commission	7,368	0	7,368
14	Total all funds	\$55,715,455	\$17,318,623	\$73,034,078
15	Less estimated income	24,485,610	10,896,840	35,382,450
16	Total general fund	\$31,229,845	\$6,421,783	\$37,651,628
17	Full-time equivalent positions	204.00	9.50	213.50

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

SIXTY-FOURTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-second legislative assembly for the 2011-13 biennium and the 2013-15 one-time funding items included in the appropriation in section 1 of this Act:

22	<u>One-Time Funding Description</u>	<u>2011-13</u>	<u>2013-15</u>
23	Federal stimulus funds	\$2,355,708	\$0
24	Crime lab equipment and BCI vehicles	312,400	0
25	NICS Improvement Act - 2007	585,859	0
26	BCI vehicles	0	198,000
27	Total all funds	\$3,253,967	\$198,000
28	Total special funds	2,941,567	0
29	Total general fund	\$312,400	\$198,000

The 2013-15 one-time funding amounts are not a part of the entity's base budget for the 2015-17 biennium. The attorney general shall report to the appropriations committees of the

1 sixty-fourth legislative assembly on the use of this one-time funding for the biennium beginning
2 July 1, 2013, and ending June 30, 2015.

3 **SECTION 3. ATTORNEY GENERAL REFUND FUND TRANSFER TO THE GENERAL**
4 **FUND - EXEMPTION.** Notwithstanding section 54-12-18, the attorney general may retain the
5 balance in the attorney general refund fund that would otherwise be transferred to the general
6 fund on June 30, 2013.

7 **SECTION 4. AMENDMENT.** Section 54-12-11 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **54-12-11. Salary of attorney general.**

10 The annual salary of the attorney general is one hundred ~~thirty-four~~forty-two~~forty-three~~
11 thousand one ~~threesix~~ hundred ~~thirty-five~~four~~eighty-five~~ dollars through June 30, 20122014, and
12 one hundred ~~thirty-eight~~forty-six~~forty-seven~~ thousand one ~~five~~nine hundred fifty-nine ~~seventy-~~
13 ~~threeninety-six~~ dollars thereafter.

14 ~~— SECTION 5. AMENDMENT. Section 54-59-22 of the North Dakota Century Code is~~
15 ~~amended and reenacted as follows:~~

16 ~~— 54-59-22. Required use of electronic mail, file and print server administration,~~
17 ~~database administration, application server, and hosting services.~~

18 ~~— Each state agency and institution, excluding the legislative and judicial branches, the~~
19 ~~institutions under the control of the state board of higher education, the public employees~~
20 ~~retirement system, the retirement and investment office, the attorney general, and any entity~~
21 ~~exempted by the office of management and budget after advisement by the information~~
22 ~~technology department, shall obtain electronic mail, file and print server administration,~~
23 ~~database administration, storage, application server, and hosting services through a delivery~~
24 ~~system established by the information technology department in conjunction with the office of~~
25 ~~management and budget. The office of management and budget, after receiving advice from~~
26 ~~the information technology department, shall establish policies and guidelines for the delivery of~~
27 ~~services, including the transition from existing systems to functional consolidation, with~~
28 ~~consideration given to the creation of efficiencies, cost savings, and improved quality of service.~~

29 **SECTION 5. FULL-TIME EQUIVALENT POSITION - LIMITED AUTHORIZATION.** The
30 full-time equivalent line item in section 1 of this Act includes one full-time equivalent position for
31 computerized business projects. This position is authorized only for the biennium beginning

1 July 1, 2013, and ending June 30, 2015. The Attorney General shall reevaluate the position and
2 determine if the position will be requested as part of the agency's 2015-17 biennium budget
3 request as an optional item.

4 **SECTION 6. EMERGENCY.** Section 3 of this Act is declared to be an emergency measure.