

Sixty-fifth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2002

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch;
2 ~~and~~ to provide a transfer; and to provide for a legislative management study.

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

4 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
5 as may be necessary, are appropriated out of any moneys in the general fund in the state
6 treasury, not otherwise appropriated, and from special funds derived from federal funds and
7 other income, to the judicial branch for the purpose of defraying the expenses of the judicial
8 branch for the biennium beginning July 1, 2017, and ending June 30, 2019, as follows:

9 Subdivision 1.

SUPREME COURT

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
13 Salaries and wages	\$11,059,109	(\$141,081)	\$10,918,028
14 Operating expenses	2,483,980	247,602	2,731,582
15 Judges' retirement	79,588	1,176	80,764
16 Guardianship monitoring program	228,789	87,622	316,411
17 Total general fund	\$13,851,466	\$195,319	\$14,046,785
18 <u>Salaries and wages</u>	<u>\$11,059,109</u>	<u>(\$149,997)</u>	<u>\$10,909,112</u>
19 <u>Operating expenses</u>	<u>2,483,980</u>	<u>247,602</u>	<u>2,731,582</u>
20 <u>Judges' retirement</u>	<u>79,588</u>	<u>1,176</u>	<u>80,764</u>
21 <u>Guardianship monitoring program</u>	<u>228,789</u>	<u>87,415</u>	<u>316,204</u>
22 <u>Total general fund</u>	<u>\$13,851,466</u>	<u>\$186,196</u>	<u>\$14,037,662</u>

23 Subdivision 2.

DISTRICT COURTS

Sixty-fifth
Legislative Assembly

		Adjustments or	
	Base Level	Enhancements	Appropriation
Salaries and wages	\$68,669,330	(\$1,002,420)	\$67,666,910
Operating expenses	19,930,733	876,240	20,806,973
Judges' retirement	343,649	(359)	343,290
University of North Dakota central	80,000	(80,000)	0
— legal research			
Total all funds	\$89,023,712	(\$206,539)	\$88,817,173
Less estimated income	1,922,150	(583,012)	1,339,138
Total general fund	\$87,101,562	\$376,473	\$87,478,035
Salaries and wages	\$68,669,330	(\$1,066,702)	\$67,602,628
Operating expenses	19,930,733	950,474	20,881,207
Judges' retirement	343,649	(359)	343,290
University of North Dakota central	80,000	(40,000)	40,000
— legal research			
Total all funds	\$89,023,712	(\$156,587)	\$88,867,125
Less estimated income	1,922,150	(583,012)	1,339,138
Total general fund	\$87,101,562	\$426,425	\$87,527,987

Subdivision 3.

JUDICIAL CONDUCT COMMISSION AND DISCIPLINARY BOARD

		Adjustments or	
	Base Level	Enhancements	Appropriation
Judicial conduct commission and	\$1,082,762	\$92,889	\$1,175,651
—disciplinary board			
Total all funds	\$1,082,762	\$92,889	\$1,175,651
Less estimated income	444,656	38,045	482,701
Total general fund	\$638,106	\$54,844	\$692,950
Judicial conduct commission and	\$1,082,762	\$92,060	\$1,174,822
—disciplinary board			
Total all funds	\$1,082,762	\$92,060	\$1,174,822

1	<u>Less estimated income</u>	<u>444,656</u>	<u>38,045</u>	<u>482,701</u>
2	<u>Total general fund</u>	<u>\$638,106</u>	<u>\$54,015</u>	<u>\$692,121</u>

3 Subdivision 4.

4 BILL TOTAL

5			Adjustments or	
6		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
7	<u>Grand total general fund</u>	<u>\$101,591,134</u>	<u>\$626,636</u>	<u>\$102,217,770</u>
8	<u>Grand total special funds</u>	<u>2,366,806</u>	<u>(544,967)</u>	<u>1,821,839</u>
9	<u>Grand total all funds</u>	<u>\$103,957,940</u>	<u>\$81,669</u>	<u>\$104,039,609</u>
10	<u>Full-time equivalent positions</u>	<u>391.00</u>	<u>(35.50)</u>	<u>355.50</u>
11	<u>Grand total general fund</u>	<u>\$101,591,134</u>	<u>\$666,636</u>	<u>\$102,257,770</u>
12	<u>Grand total special funds</u>	<u>2,366,806</u>	<u>(544,967)</u>	<u>1,821,839</u>
13	<u>Grand total all funds</u>	<u>\$103,957,940</u>	<u>\$121,669</u>	<u>\$104,079,609</u>
14	<u>Full-time equivalent positions</u>	<u>391.00</u>	<u>(35.50)</u>	<u>355.50</u>

15 **SECTION 2. HEALTH INSURANCE INCREASE.** The appropriation in section 1 of this Act
 16 includes the sum of \$950,356 from the general fund for increases in employee health insurance
 17 premiums from \$1,130 to \$1,241 per month.

18 **SECTION 3. ONE-TIME FUNDING.** The following amounts reflect the one-time funding
 19 items approved by the sixty-fourth legislative assembly as adjusted for the 2015-17 biennium:

20	<u>One-Time Funding Description</u>	<u>2015-17</u>	<u>2017-19</u>
21	Information technology equipment	\$623,460	\$0
22	Disaster recovery project	1,825,000	0
23	Criminal eFile initiation	99,000	0
24	Facility space expansion	<u>1,115,070</u>	<u>0</u>
25	Total general fund	\$3,662,530	\$0

26 **SECTION 4. APPROPRIATION.** There are appropriated any funds received by the
 27 supreme court, district courts, and judicial conduct commission and disciplinary board, not
 28 otherwise appropriated, pursuant to federal acts and private gifts, grants, and donations for the
 29 purpose as designated in the federal acts or private gifts, grants, and donations for the period
 30 beginning July 1, 2017, and ending June 30, 2019.

1 **SECTION 5. TRANSFERS.** The director of the office of management and budget and the
2 state treasurer shall make such transfer of funds between line items of appropriation for the
3 judicial branch of government as may be requested by the supreme court upon a finding by the
4 court that the nature of the duties of the court and its staff requires the transfers to carry on
5 properly the functions of the judicial branch of government.

6 **SECTION 6. UNIVERSITY OF NORTH DAKOTA CENTRAL LEGAL RESEARCH -**
7 **MATCHING FUND REQUIREMENT.** Subdivision 2 of section 1 of this Act includes \$40,000
8 from the general fund for university of North Dakota central legal research, which may not be
9 spent until the chief justice of the supreme court certifies to the office of management and
10 budget that \$40,000 in matching funds from nonstate sources have been provided to the
11 university of North Dakota for central legal research.

12 **SECTION 7. LEGISLATIVE MANAGEMENT STUDY.** During the 2017-18 interim, the
13 legislative management shall consider studying fees charged by the judicial branch, including
14 fees charged by the clerk of district court under section 27-05.2-03. The legislative management
15 shall report its findings and recommendations, together with any legislation necessary to
16 implement the recommendations, to the sixty-sixth legislative assembly.