

HOUSE BILL NO. 1002

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 for a transfer.

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, 2019, and ending June 30, 2021, as follows:

9 Subdivision 1.

10 SUPREME COURT

		Governor's		
	<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>	
11				
12				
13	Salaries and wages	\$10,909,112	\$11,478,433	\$10,909,112
14	Operating expenses	2,731,582	2,730,762	2,731,582
15	Capital assets	0	967,500	0
16	Judges' retirement	80,764	0	80,764
17	Guardianship monitoring program	<u>316,204</u>	<u>274,016</u>	<u>316,204</u>
18	Total general fund	\$14,037,662	\$15,450,711	\$14,037,662

19 Subdivision 2.

20 DISTRICT COURTS

		Governor's		
	<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>	
21				
22				
23	Salaries and wages	\$67,602,628	\$73,767,736	\$67,602,628
24	Operating expenses	20,881,207	20,426,202	20,881,207

Sixty-sixth
Legislative Assembly

1	Capital assets	0	189,852	0
2	Judges' retirement	343,290	279,612	343,290
3	University of North Dakota central	<u>40,000</u>	<u>40,000</u>	<u>40,000</u>
4	legal research			
5	Total all funds	\$88,867,125	\$94,703,402	\$88,867,125
6	Less estimated income	<u>1,339,138</u>	<u>1,673,983</u>	<u>1,339,138</u>
7	Total general fund	\$87,527,987	\$93,029,419	\$87,527,987

8 Subdivision 3.

9 JUDICIAL CONDUCT COMMISSION AND DISCIPLINARY BOARD

10			Governor's	
11		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
12	Judicial conduct commission and	<u>\$1,174,822</u>	<u>\$1,265,045</u>	<u>\$1,174,822</u>
13	disciplinary board			
14	Total all funds	\$1,174,822	\$1,265,045	\$1,174,822
15	Less estimated income	<u>482,701</u>	<u>508,699</u>	<u>482,701</u>
16	Total general fund	\$692,121	\$756,346	\$692,121

17 Subdivision 4.

18 BILL TOTAL

19			Governor's	
20		<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
21	Grand total general fund	\$102,257,770	\$109,236,476	\$102,257,770
22	Grand total special funds	<u>1,821,839</u>	<u>2,182,682</u>	<u>1,821,839</u>
23	Grand total all funds	\$104,079,609	\$111,419,158	\$104,079,609
24	Full-time equivalent positions	355.50	363.00	355.50

25 **SECTION 2. ONE-TIME FUNDING.** The following amounts reflect one-time funding items

26 approved by the sixty-fifth legislative assembly for the 2017-19 biennium:

27	<u>One-Time Funding Description</u>	<u>2017-19</u>	<u>2019-21</u>
28	Pipeline protest trials	<u>\$1,500,000</u>	<u>\$0</u>
29	Total all funds	\$1,500,000	\$0
30	Less estimated income	<u>1,500,000</u>	<u>0</u>
31	Total general fund	\$0	\$0

1 **SECTION 3. APPROPRIATION.** There are appropriated any funds received by the
2 supreme court, district courts, and judicial conduct commission and disciplinary board, not
3 otherwise appropriated, pursuant to federal acts and private gifts, grants, and donations for the
4 purpose as designated in the federal acts or private gifts, grants, and donations for the period
5 beginning July 1, 2019, and ending June 30, 2021.

6 **SECTION 4. TRANSFERS.** The director of the office of management and budget shall
7 transfer appropriation authority between line items in section 1 of this Act as requested by the
8 supreme court upon a finding by the court that the nature of the duties of the court and its staff
9 requires the transfers to carry on properly the functions of the judicial branch of government.

10 **SECTION 5. UNIVERSITY OF NORTH DAKOTA CENTRAL LEGAL RESEARCH -**
11 **MATCHING FUND REQUIREMENT.** Subdivision 2 of section 1 of this Act includes \$40,000
12 from the general fund for university of North Dakota central legal research, which may not be
13 spent until the chief justice of the supreme court certifies to the office of management and
14 budget that \$40,000 in matching funds from nonstate sources have been provided to the
15 university of North Dakota for central legal research.