

Attorney General - Budget No. 125
Agency Worksheet - House Bill No. 1003

Legislative Council

	House Version				Senate Version				Senate Compared to House Version			
	FTE Positions	General Fund	Other Funds	Total	FTE Positions	General Fund	Other Funds	Total	Increase (Decrease)			
									FTE Positions	General Fund	Other Funds	Total
2025-27 Biennium Base Level	266.00	\$49,024,265	\$41,914,820	\$90,939,085	266.00	\$49,024,265	\$41,914,820	\$90,939,085	0.00	\$0	\$0	\$0
2025-27 Ongoing Funding Changes												
Adds funding for the cost to continue salaries		\$1,020,488	\$664,389	\$1,684,877		\$1,020,488	\$664,389	\$1,684,877				\$0
Salary increase		1,644,886	883,866	2,528,752		1,633,098	865,645	2,498,743		(\$11,788)	(\$18,221)	(30,009)
Health insurance increase		990,921	570,451	1,561,372		984,616	558,741	1,543,357		(6,305)	(11,710)	(18,015)
Adds funding to replace the 2023-25 new FTE pool		4,066,038	536,813	4,602,851		4,066,038	536,813	4,602,851				0
Adds funding to replace the 2023-25 vacant FTE pool		2,635,953	1,621,170	4,257,123		2,635,953	1,621,170	4,257,123				0
Adjusts funding for the 2025-27 new FTE pool		(40,313)	(41,813)	(82,126)		(99,494)	(41,813)	(141,307)		(59,181)		(59,181)
Adjusts funding for the 2025-27 vacant FTE pool		(1,036,932)	(555,958)	(1,592,890)		(1,036,932)	(555,958)	(1,592,890)				0
Adds funding for a FTE evidence technician position	1.00	189,393		189,393	1.00	189,393		189,393				0
Adds funding for a FTE Medicaid fraud control unit attorney position	1.00	85,826	257,477	343,303	1.00	85,826	257,477	343,303				0
Adds funding for a FTE cybercrime information processing administrator position				0				0				0
Adds funding for FTE victim witness advocate				0				0				0
Adds funding for a FTE executive staff officer position	1.00	195,432		195,432	0.00	0		0	(1.00)	(195,432)		(195,432)
Adds funding for a FTE tobacco compliance auditor position	1.00		239,716	239,716	1.00		239,716	239,716				0
Adds funding for FTE BCI agent positions for cybercrime				0	2.00	664,000		664,000	2.00	664,000		664,000
Adds funding for a FTE BCI agent position for guardianships				0	1.00	385,355		385,355	1.00	385,355		385,355
Removes FTE positions				0	(3.00)	(322,132)	(517,440)	(839,572)	(3.00)	(322,132)	(517,440)	(839,572)
Adds funding to reclassify a FTE paralegal position to a FTE attorney position			30,000	30,000			30,000	30,000				0
Adds funding for salary equity increases				0				0				0
Adjusts funding for salaries from special funds to the general fund		1,790,559	(1,790,559)	0		0	0	0		(1,790,559)	1,790,559	0
Adjusts funding for operating expenses from special funds to the general fund		953,575	(953,575)	0		0	0	0		(953,575)	953,575	0
Reduces funding for operating expenses		(1,531,995)	(806,359)	(2,338,354)		(1,531,995)	(806,359)	(2,338,354)				0
Adds funding for State Crime Laboratory equipment and maintenance		192,000		192,000		192,000		192,000				0
Adds funding for software hosting and maintenance and other IT costs		1,118,060	20,826	1,138,886		1,118,060	20,826	1,138,886				0
Transfers \$95,056 for prosecution witness fees from operating to a new line item				0				0				0
Adds funding for prosecution witness fees for increased county reimbursements		265,000		265,000		265,000		265,000				0
Removes funding for bond payments		(330,000)		(330,000)		(330,000)		(330,000)				0
Adds funding for human trafficking victims grants for exploitation prevention and awareness education				0		685,000		685,000		685,000		685,000

Adjusts funding for medical examinations and children's forensic interviews				0		964,560	(964,560)	0		964,560	(964,560)	0
Total ongoing funding changes	4.00	\$12,208,891	\$676,444	\$12,885,335	3.00	\$11,568,834	\$1,908,647	\$13,477,481	(1.00)	(\$640,057)	\$1,232,203	\$592,146
One-Time Funding Items												
Adds funding from gaming funds for operating and litigation expenses			\$2,000,000	\$2,000,000			\$0	\$0			(\$2,000,000)	(\$2,000,000)
Adds one-time funding for State Crime Laboratory equipment and supplies		\$400,000	554,000	954,000		\$400,000	554,000	954,000				0
Adds funding to replace IT network switches		32,000		32,000		32,000		32,000				0
Adds funding to replace BCI undercover vehicles			540,000	540,000			540,000	540,000				0
Adds funding for portable handheld dual-band radios			105,000	105,000			105,000	105,000				0
Adds federal funding for intoxilyzers			188,000	188,000			188,000	188,000				0
Adds funding for BCI cybercrime agent equipment				0		161,000		161,000		\$161,000		161,000
Adds funding for a retired law enforcement dogs program		110,000		110,000		0		0		(110,000)		(110,000)
Adds funding for human trafficking victims grants		650,000		650,000		650,000		650,000				0
Adds funding for the statewide litigation funding pool			8,000,000	8,000,000			5,000,000	5,000,000			(3,000,000)	(3,000,000)
Adds funding to replace the criminal justice information system jail management system		650,000		650,000		650,000		650,000				0
Adds funding to replace the statewide automated victim identification notification system			1,500,000	1,500,000			1,500,000	1,500,000				0
Adds funding for additional income from federal or special funds			250,000	250,000			250,000	250,000				0
Total one-time funding changes	0.00	\$1,842,000	\$13,137,000	\$14,979,000	0.00	\$1,893,000	\$8,137,000	\$10,030,000	0.00	\$51,000	(\$5,000,000)	(\$4,949,000)
Total Changes to Base Level Funding	4.00	\$14,050,891	\$13,813,444	\$27,864,335	3.00	\$13,461,834	\$10,045,647	\$23,507,481	(1.00)	(\$589,057)	(\$3,767,797)	(\$4,356,854)
2025-27 Total Funding	270.00	\$63,075,156	\$55,728,264	\$118,803,420	269.00	\$62,486,099	\$51,960,467	\$114,446,566	(1.00)	(\$589,057)	(\$3,767,797)	(\$4,356,854)
Federal funds included in other funds			\$15,530,090			\$15,295,372			(\$234,718)			

Total ongoing changes - Percentage of base level	1.5%	24.9%	1.6%	14.2%	1.1%	23.6%	4.6%	14.8%	N/A	N/A	N/A	N/A
Total changes - Percentage of base level	1.5%	28.7%	33.0%	30.6%	1.1%	27.5%	24.0%	25.8%	N/A	N/A	N/A	N/A

Other Sections in Attorney General - Budget No. 125

Section Description	House Version	Senate Version	
New and vacant FTE pool line item	Section 3 provides the Attorney General cannot spend funds appropriated in the new and vacant FTE funding pool line item but may request the Office of Management and Budget to transfer funds to the salaries and wages line item.	Section 3 provides the Attorney General cannot spend funds appropriated in the new and vacant FTE funding pool line item but may request the Office of Management and Budget to transfer funds to line items with salaries and wages funding.	
Appropriation - Additional federal funds or special funds	Section 4 appropriates \$250,000 from federal or special funds to the Attorney General, for the purpose of defraying the expenses of the Attorney General for the 2025-27 biennium. The Attorney General would be required to report to the Office of Management and Budget and Legislative Council on the availability of this funding.	Section 4 appropriates \$250,000 from federal or special funds to the Attorney General, for the purpose of defraying the expenses of the Attorney General for the 2025-27 biennium. The Attorney General would be required to report to the Office of Management and Budget and Legislative Council on the availability of this funding.	
Contingency - FTE guardianship position and funding		Section 5 identifies 1 FTE position and \$385,355 appropriated from the general fund in Section 1 is available to the Attorney General for guardianship-related expenditures during the 2025-27 biennium only if the Legislative Assembly approves Senate Bill No. 2029.	

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Contingency - Human trafficking victims grants prevention and education funding		Section 6 identifies \$685,000 appropriated from the general fund in Section 1 is available to the Attorney General for human trafficking victims grants for exploitation prevention and awareness education-related expenditures during the 2025-27 biennium only if the Legislative Assembly approves Senate Bill No. 2330.	
Transfer - Charitable gaming operating fund to attorney general operating fund	Section 5 transfers \$2,000,000 of gaming tax revenues from the charitable gaming operating fund to the Attorney General operating fund for operating expenses and identifies \$2,000,000 appropriated in Section 1 in the operating expenses line item.		
Transfer - Statewide litigation funding pool to state agencies - SIIF	Section 6 identifies \$10,466,000 from SIIF for State Crime Laboratory equipment and supplies (\$321,000), replacement of BCI undercover vehicles (\$540,000), portable handheld dual-band radios (\$105,000), statewide litigation funding pool (\$8,000,000), and replacement of the statewide automated victim identification notification system (\$1,500,000). The Attorney General is required to transfer funding from the statewide litigation funding pool to eligible state agencies for litigation expenses during the 2025-27 biennium.	Section 7 identifies \$7,466,000 from SIIF for State Crime Laboratory equipment and supplies (\$321,000), replacement of BCI undercover vehicles (\$540,000), portable handheld dual-band radios (\$105,000), statewide litigation funding pool (\$5,000,000), and replacement of the statewide automated victim identification notification system (\$1,500,000). The Attorney General is required to transfer funding from the statewide litigation funding pool to eligible state agencies for litigation expenses during the 2025-27 biennium.	
Human trafficking victims grant program - Requirements - Reports	Section 7 identifies \$1,767,514 appropriated from the general fund for the purpose of providing grants to organizations involved in providing prevention and treatment services related to human trafficking victims and administrative expenses, for the 2025-27 biennium.	Section 8 identifies \$2,452,514 appropriated from the general fund for the purpose of providing grants to organizations involved in providing prevention and treatment services related to human trafficking victims and administrative expenses, for the 2025-27 biennium.	
Forensic nurse examiners grant program - Reports	Section 8 identifies \$254,244 appropriated from the general fund is for the purpose of providing forensic nurse examiner program grants for community-based or hospital-based sexual assault examiner programs, and administrative expenses, for the 2025-27 biennium.	Section 9 identifies \$254,244 appropriated from the general fund is for the purpose of providing forensic nurse examiner program grants for community-based or hospital-based sexual assault examiner programs, and administrative expenses, for the 2025-27 biennium.	
Retired law enforcement dogs program	Section 9 identifies \$110,000 appropriated from the general fund is for establishing a retired law enforcement dogs program to assist local and state law enforcement dogs that are retired by reason of age or medical condition. The maximum reimbursement under this program is \$2,000 for each retired law enforcement dog each year.		
BCI cybercrime resources		Section 10 identifies \$825,000 appropriated from the general fund for the purpose of hiring 2 FTE BCI cybercrime agent positions and for related equipment and capital asset costs. The personnel hired and resources purchased must be dedicated to assisting a police department in a city in Northeastern North Dakota with at least 50,000 residents with the prevention and detection of cybercrime.	
Other funds - Electronic smoking fund	Section 10 identifies \$239,716 appropriated from the electronic smoking fund for enforcing the master settlement agreement and any related disputes.	Section 11 identifies \$239,716 appropriated from the electronic smoking fund for enforcing the master settlement agreement and any related disputes.	
Amendment - Prosecution witness fees	Section 11 amends Section 31-01-16 to increase the amount each county may request for reimbursement of prosecution witness fees from \$25,000 per county to \$30,000 per county. Counties that exceed the \$30,000 limit may enter into an agreement with another county that has not used their entire limit.	Section 12 amends Section 31-01-16 to increase the amount each county may request for reimbursement of prosecution witness fees from \$25,000 per county to \$30,000 per county. Counties that exceed the \$30,000 limit may enter into an agreement with another county that has not used their entire limit.	

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Amendment - Electronic smoking device directory - Electronic smoking device manufacturer fee - Electronic smoking fund	Section 12 creates a new chapter to Title 51 to require the Attorney General to establish and maintain a directory of electronic smoking devices containing nicotine that may be sold in the state, to require manufacturers of electronic smoking devices to submit information and a fee to the Attorney General, to create an electronic smoking fund, and for revenue generated from the fee to be deposited in the new fund.	Section 13 creates a new chapter to Title 51 to require the Attorney General to establish and maintain a directory of electronic smoking devices containing nicotine that may be sold in the state, to require manufacturers of electronic smoking devices to submit information and a fee to the Attorney General, to create an electronic smoking fund, and for revenue generated from the fee to be deposited in the new fund.	
Amendment - Attorney General salary	Section 13 amends Section 54-12-11 to increase the salary of the Attorney General from \$186,484 to \$192,079 (3 percent) effective July 1, 2025, and \$197,841 (3 percent) effective July 1, 2026.	Section 14 amends Section 54-12-11 to increase the salary of the Attorney General from \$186,484 to \$192,079 (3 percent) effective July 1, 2025, and \$197,841 (3 percent) effective July 1, 2026.	
Amendment - 24-7 sobriety program fees		Section 15 amends 54-12-30 to provide district court judges and judicial referees cannot waive program fees for participants of the 24-7 sobriety program.	
Criminal history record checks - Fees	Section 14 requires any person or entity requesting a criminal record check from BCI to pay a reasonable fee as determined by the Attorney General. The funding must be deposited in the general fund during the 2025-27 biennium.	Section 16 requires any person or entity requesting a criminal record check from BCI to pay a reasonable fee as determined by the Attorney General. The funding must be deposited in the general fund during the 2025-27 biennium.	
Exemption - Contingent fee arrangement	Section 15 provides, notwithstanding Section 54-12-08.1, the Attorney General may contract for legal services that are compensated by a contingent fee arrangement, relating to ongoing multistate technology litigation, during the period beginning with the effective date of this Act and ending June 30, 2027.	Section 17 provides, notwithstanding Section 54-12-08.1, the Attorney General may contract for legal services that are compensated by a contingent fee arrangement, relating to ongoing multistate technology litigation, during the period beginning with the effective date of this Act and ending June 30, 2027.	
Exemption - Attorney General refund fund	Section 16 allows the Attorney General to retain the balance in the Attorney General refund fund at the end of the 2023-25 biennium to be used during the 2025-27 biennium, rather than transferring the balance to the general fund.	Section 18 allows the Attorney General to retain the balance in the Attorney General refund fund at the end of the 2023-25 biennium to be used during the 2025-27 biennium, rather than transferring the balance to the general fund.	
Exemption - Legal case management system	Subsection 1 of Section 17 allows the Attorney General to continue any remaining funding from the 2017-19 biennium that was continued into the 2019-21 biennium for the statewide automated victim information and notification program and was continued into the 2021-23 and 2023-25 bienniums for the legal case management system into the 2025-27 biennium for the legal case management system.	Subsection 1 of Section 19 allows the Attorney General to continue any remaining funding from the 2017-19 biennium that was continued into the 2019-21 biennium for the statewide automated victim information and notification program and was continued into the 2021-23 and 2023-25 bienniums for the legal case management system into the 2025-27 biennium for the legal case management system.	
Exemption - Criminal history improvement project	Subsection 2 of Section 17 allows the Attorney General to continue any remaining funding of the \$400,000 appropriated from the Attorney General refund fund during the 2021-23 biennium and continued into the 2023-25 biennium for the criminal history improvement project into the 2025-27 biennium.	Subsection 2 of Section 19 allows the Attorney General to continue any remaining funding of the \$400,000 appropriated from the Attorney General refund fund during the 2021-23 biennium and continued into the 2023-25 biennium for the criminal history improvement project into the 2025-27 biennium.	
Exemption - Federal State Fiscal Recovery Fund	Subsection 3 of Section 17 allows the Attorney General to continue any remaining funding of the \$1,000,000 appropriated from the State Fiscal Recovery Fund during the 2021-23 biennium and continued into the 2023-25 biennium for the prosecuting case management system into the 2025-27 biennium.	Subsection 3 of Section 19 allows the Attorney General to continue any remaining funding of the \$1,000,000 appropriated from the State Fiscal Recovery Fund during the 2021-23 biennium and continued into the 2023-25 biennium for the prosecuting case management system into the 2025-27 biennium.	

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Exemption - Charitable gaming technology system	Subsection 4 of Section 17 allows the Attorney General to continue any remaining funding of the \$736,000 appropriated from the charitable gaming operating fund, of which \$37,000 was ongoing funding and \$699,000 was one-time funding, for the continued development and implementation of the charitable gaming technology system during the 2023-25 biennium into the 2025-27 biennium.	Subsection 4 of Section 19 allows the Attorney General to continue any remaining funding of the \$736,000 appropriated from the charitable gaming operating fund, of which \$37,000 was ongoing funding and \$699,000 was one-time funding, for the continued development and implementation of the charitable gaming technology system during the 2023-25 biennium into the 2025-27 biennium.	
Exemption - Licensing and deposit system	Subsection 5 of Section 17 allows the Attorney General to continue any remaining funding of the \$177,000 appropriated from the general fund for a licensing and deposit software system during the 2023-25 biennium into the 2025-27 biennium.	Subsection 5 of Section 19 allows the Attorney General to continue any remaining funding of the \$177,000 appropriated from the general fund for a licensing and deposit software system during the 2023-25 biennium into the 2025-27 biennium.	
Exemption - Anti-methamphetamine program	Subsection 6 of Section 17 allows the Attorney General to continue any remaining funding of the \$1,772,038 appropriated from federal funds for the Justice Community Oriented Policing Services anti-methamphetamine program during the 2023-25 biennium into the 2025-27 biennium.	Subsection 6 of Section 19 allows the Attorney General to continue any remaining funding of the \$1,772,038 appropriated from federal funds for the Justice Community Oriented Policing Services anti-methamphetamine program during the 2023-25 biennium into the 2025-27 biennium.	
Exemption - Statewide litigation funding pool		Section 20 allows the Attorney General to continue any remaining funding of the \$3,000,000 appropriated from the general fund to the Attorney General as a deficiency appropriation for the statewide litigation funding pool in House Bill No. 1024 (2025) into the 2025-27 biennium.	
Emergency	Section 18 declares section 5 an emergency.		