

Adjutant General, including the National Guard and the Department of Emergency Services
Budget No. 540
House Bill No. 1016

	FTE Positions	General Fund	Other Funds	Total
2025-27 legislative appropriations	235.00	\$30,829,077	\$314,229,621	\$345,058,698
2025-27 base budget	233.00	25,611,342	172,971,352	198,582,694
Legislative increase (decrease) to base budget	2.00	\$5,217,735	\$141,258,269	\$146,476,004

ONGOING AND ONE-TIME GENERAL FUND APPROPRIATIONS

	Ongoing General Fund Appropriation	One-Time General Fund Appropriation	Total General Fund Appropriation
2025-27 legislative appropriations	\$30,829,077	\$0	\$30,829,077
2023-25 legislative appropriations ¹	25,611,342	7,788,279	33,399,621
2025-27 legislative increase (decrease) to 2023-25 appropriations	\$5,217,735	(\$7,788,279)	(\$2,570,544)
Percentage increase (decrease) to 2023-25 appropriations	20.4%	(100.0%)	(7.7%)

¹The 2023-25 general fund appropriation has been increased by \$6,058,279 for a deficiency appropriation, including \$4,294,789 to repay Bank of North Dakota loans for the state's share of disaster costs and \$1,763,490 to pay interest on a loan relating to Dakota Access Pipeline law enforcement. See the **Deficiency Appropriation** section below for additional information.

SUMMARY OF LEGISLATIVE CHANGES TO THE BASE BUDGET AND MAJOR FUNDING ITEMS
Changes to Base Budget

	FTE Positions	General Fund	Other Funds	Total
The legislative action:				
Adjusted funding for base payroll changes		(\$625,653)	(\$212,870)	(\$838,523)
Added funding to provide employee salary increases of 3 percent on July 1, 2025, and 3 percent on July 1, 2026		568,401	1,179,045	1,747,446
Added funding for employee health insurance premiums to reflect a revised premium estimate of \$1,893 per month		407,659	925,516	1,333,175
Added funding to replace the 2023-25 biennium new and vacant FTE funding pool, including \$1,346,386 for new positions and \$2,347,844 for vacant positions		1,870,255	1,823,975	3,694,230
Added 1 FTE custodial supervisor position, 1 FTE Veterans' Cemetery administrative position, 1 FTE Veterans' Cemetery maintenance position, and 1 FTE watch center position	4.00	287,517	471,327	758,844

Added an unfunded next generation leader program FTE position	1.00			
Added funding to convert a vacant FTE emergency program specialist position to an FTE watch center position, to provide total funding of \$197,101 from the general fund and \$20,567 from hazardous chemical fees, including \$12,000 for operating expenses		(1,894)	20,567	18,673
Transferred \$746,844 for 5 new FTE positions from the salaries and wages, Army Guard contract, and Veterans' Cemetery line items to the new and vacant FTE pool line item and reduced the amount to \$672,159 resulting in the savings as shown		(27,552)	(47,133)	(74,685)
Transferred \$3,117,545 for estimated savings from vacant FTE positions from the salaries and wages, Civil Air Patrol, Air Guard contract, Army Guard contract, Veterans' Cemetery, and disaster costs line items to the new and vacant FTE pool line item and reduced the amount to \$2,182,282 resulting in the savings as shown		(308,944)	(626,319)	(935,263)
Added funding for 2 partially funded FTE positions at the Dickinson Readiness Center and 1 partially funded FTE maintenance position at Camp Grafton		271,002	271,000	542,002
Added funding from federal funds for an unfunded construction coordinator position			257,694	257,694
Removed funding from federal funds and authority for 3 vacant FTE national guard security positions	(3.00)		(461,825)	(461,825)
Adjusted funding for temporary salaries and overtime		(1,029,675)	611,961	(417,714)
Transferred the reintegration program to the salaries and wages and operating expenses line items				0
Adjusted funding for operating expenses and repairs, including \$8,854,011 from federal funds		1,076,645	9,910,924	10,987,569
Reduced funding for special assessments and property taxes		(124,046)		(124,046)
Added funding for information technology operations and maintenance costs		509,232		509,232
Added funding for a North Dakota response website		87,336		87,336
Added emergency response funding from the disaster relief fund			2,000,000	2,000,000
Adjusted funding from federal funds for land and buildings			2,781,796	2,781,796

Adjusted funding for disaster grants, including \$28,394,107 from federal funds	(33,401)	26,192,185	26,158,784
Added funding for a critical infrastructure state matching fund	1,500,000		1,500,000
Added funding for infrastructure insurance	790,853		790,853
Added one-time funding from federal funds for an addition to the existing regional training institute at Camp Grafton		34,000,000	34,000,000
Added one-time funding from the strategic investment and improvements fund (SIIF) for the Williston Readiness Center design		2,500,000	2,500,000
Added one-time funding from SIIF for a critical infrastructure state matching fund		4,500,000	4,500,000
Added one-time funding from SIIF for a Civil Air Patrol statewide interoperable radio network (SIRN) upgrade		206,426	206,426
Added one-time funding from federal funds for disaster response equipment		660,000	660,000
Added one-time funding for the Safeguarding Tomorrow through Ongoing Risk Mitigation (STORM) Act, including \$35.5 million from federal funds and \$3.55 million from the disaster relief fund		39,050,000	39,050,000
Added one-time funding for wildland fire disaster assistance, including \$2.25 million from federal funds and \$300,000 from the disaster relief fund		2,550,000	2,550,000
Added one-time funding from SIIF for a State Radio law enforcement redundant switch		525,000	525,000
Added one-time funding from SIIF for SIRN costs		495,000	495,000
Added one-time funding from the disaster relief fund for flood mitigation grants		200,000	200,000
Added one-time funding from federal funds for the line of communication bridge training site		3,674,000	3,674,000
Added one-time funding from federal funds for the Dickinson Readiness Center		5,800,000	5,800,000
Added one-time funding from federal funds for the Camp Grafton fitness facility		2,000,000	2,000,000
Total	<u>2.00</u>	<u>\$5,217,735</u>	<u>\$141,258,269</u>
			<u>\$146,476,004</u>

FTE Changes

The Legislative Assembly approved 235 FTE positions for the Adjutant General for the 2025-27 biennium, an increase of 2 FTE positions from the 2023-25 biennium authorized level of 233 FTE positions. The Legislative Assembly:

- Added 1 FTE custodial supervisor position

- Added 1 FTE Veterans' Cemetery administrative position
- Added 1 FTE Veterans' Cemetery maintenance position
- Added 1 FTE watch center position
- Added 1 unfunded FTE next generation leader program position
- Removed 3 vacant FTE National Guard security positions

One-Time Funding

The following is a summary of one-time funding items for the Adjutant General for the 2025-27 biennium:

	SIIF	Disaster Relief Fund	Federal Funds	Total
Camp Grafton regional training institute addition			\$34,000,000	\$34,000,000
Williston Readiness Center design	\$2,500,000			2,500,000
Critical infrastructure state matching fund	4,500,000			4,500,000
Civil Air Patrol SIRM upgrade	206,426			206,426
Disaster response equipment			660,000	660,000
STORM Act program		\$3,550,000	35,500,000	39,050,000
Wildland fires		300,000	2,250,000	2,550,000
State Radio law enforcement redundant switch	525,000			525,000
SIRM costs	495,000			495,000
Line of communication bridge training site			3,674,000	3,674,000
Dickinson readiness center			5,800,000	5,800,000
Camp Grafton fitness facility			2,000,000	2,000,000
Flood mitigation grants		200,000		200,000
Total	\$8,226,426	\$4,050,000	\$83,884,000	\$96,160,426

Dakota Access Pipeline Response

House Bill No. 1015 - Contingent Appropriation - Section 4 of House Bill No. 1015 provides a contingent appropriation of \$13.6 million from the general fund to the Office of Management and Budget to repay the outstanding Dakota Access Pipeline (DAPL) loan obligation and accrued interest for the 2025-27 biennium, incurred due to unlawful activities during DAPL construction. The appropriation is contingent upon the Office of Management and Budget certifying to the Legislative Council that at least \$13.6 million, from the judgement awarded by the United States District Court for the District of North Dakota on April 24, 2025, in the case of *State of North Dakota vs. United States of America*, has been received and deposited into the general fund.

Deficiency Appropriation

House Bill No. 1024 - Deficiency Appropriation - This bill provides deficiency appropriations of \$4,294,789 from the general fund to repay Bank of North Dakota loans for the state's share of disaster costs and \$1,763,490 from the general fund to pay accrued interest for the 2023-25 biennium on the DAPL law enforcement response loan.

Other Sections in House Bill No. 1016

New and vacant FTE pool - Section 3 provides for the use of funding in the new and vacant FTE pool line item.

Veterans' Cemetery maintenance fund - Section 4 appropriates any funds received and deposited in the Veterans' Cemetery maintenance fund pursuant to North Dakota Century Code Sections 37-03-14 and 39-04-10.10 for the operation of the Veterans' Cemetery for the 2025-27 biennium.

Line item transfer authority - Section 5 provides authority for the Adjutant General to transfer up to \$500,000 from any line item to the operating expenses and capital assets line items.

Other funds - SIIF - Section 6 identifies \$8,226,426 in the other funds line item in Section 1 from SIIF, of which \$4.5 million is for critical infrastructure state matching, \$2.5 million is for the Williston Readiness Center design, \$525,000 is for a State Radio law enforcement redundant switch, \$495,000 is for SIRM costs, \$206,426 is for the Civil Air Patrol SIRM upgrade.

Other funds - State disaster relief fund - Section 7 identifies \$11.8 million in the other funds line item in Section 1 from the state disaster relief fund, of which \$5.75 million is for costs related to previous state disasters, \$2 million is for preparing for, responding to, and recovering from natural disasters, \$3.55 million is for the STORM Act program, \$200,000 is for flood mitigation grants, and \$300,000 is for wildland fire disaster funding.

North Dakota military gallery - Section 8 authorizes the Adjutant General to accept private and federal funds for the construction of a North Dakota military gallery.

Exemption - Unexpended appropriations - Section 9 allows unspent funds remaining from the following appropriations to be continued into the 2025-27 biennium:

- 2021-23 biennium appropriation authority from federal funds for the construction of the Dickinson Readiness Center;
- 2021-23 biennium appropriation authority from federal funds for the line of communication bridge training site;
- 2023-25 biennium appropriation authority of \$9 million from the federal State Fiscal Recovery Fund for the construction of the Camp Grafton fitness facility;
- 2023-25 biennium appropriation authority of \$3,362,235 from the general fund for tuition assistance, recruiting, and retention incentives to eligible current and former members of the North Dakota National Guard, which may be used for program administration and operating costs;
- 2021-23 biennium appropriation authority from the National Guard training area and facility development trust fund for the Camp Grafton expansion;
- 2021-23 biennium appropriation authority from the State Fiscal Recovery Fund for replacing the state active duty software and maintenance;
- 2023-25 biennium appropriation authority of \$314,000 from the general fund for cybersecurity grants; and
- 2023-25 biennium appropriation authority of \$225,000 from the state disaster relief fund for flood mitigation grants.

Camp Grafton expansion - Section 10 provides legislative intent that the Adjutant General contract for the purchase or long-term lease of land for the Camp Grafton expansion and that the Adjutant General not use eminent domain for the expansion.

Emergency clause - Section 11 declares \$39.05 million from the state disaster relief fund and federal funds for the STORM Act, \$6 million from the general fund and SIIF for critical infrastructure state matching funds, and \$206,426 from SIIF for the Civil Air Patrol SIRM upgrade to be emergency measures.

Related Legislation

House Bill No. 1073 - State disaster relief fund - This bill authorizes the use of the state disaster relief fund following a declaration of a state of disaster or emergency issued by the Governor in accordance with Section 37-17.1-05.

House Bill No. 1076 - Death benefits - This bill increases the payment of a death benefit to the beneficiary or next of kin of a member of the National Guard who died while serving on state active duty from \$15,000 to \$100,000.

House Bill No. 1079 - Division names - This bill renames the divisions within the Department of Emergency Services. The Division of Homeland Security would be renamed the Division of Homeland Security and Emergency Management, and State Radio would be renamed the State Emergency Communications Center.

House Bill No. 1209 - Foreign advisory assessment - This bill requires the Department of Emergency Services to perform an assessment of foreign adversaries and report recommendations to the Legislative Management during the 2025-26 interim.

House Bill No. 1520 - New training and storage facility - This bill authorizes the Department of Health and Human Services to transfer property in Jamestown to the Adjutant General to construct a new training and storage facility.

Senate Bill No. 2082 - Hazardous chemical fees - This bill authorizes the Division of Homeland Security director to set fees for the state hazardous chemical fee system.

Senate Bill No. 2114 - State Radio fees - This bill authorizes the Division of State Radio director to set State Radio system and service fees.

Senate Bill No. 2332 - Legislative Management study - This bill provides for a Legislative Management study of grant funding for emergency services and public safety.