

**FIRST ENGROSSMENT
with House Amendments
ENGROSSED SENATE BILL NO. 2011**

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol;
2 to create and enact two new sections to chapter 39-03 of the North Dakota Century Code,
3 relating to capitol building access cards and job shadowing with the highway patrol; to amend
4 and reenact subdivision j of subsection 3 of section 39-12-02 of the North Dakota Century
5 Code, relating to fees for electronic permits; to provide a continuing appropriation; and to
6 provide for a transfer.

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

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

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
14			
15			
16 Administration	\$3,550,401	(\$3,550,401)	\$0
17 Field operations	<u>52,348,835</u>	<u>5,139,871</u>	<u>57,488,706</u>
18 Total all funds	\$55,899,236	\$1,589,470	\$57,488,706
19 Less estimated income	<u>12,955,491</u>	<u>2,005,787</u>	<u>14,961,278</u>
20 Total general fund	\$42,943,745	(\$416,317)	\$42,527,428
21 Full-time equivalent positions	215.00	(11.00)	204.00

22 **SECTION 2. HEALTH INSURANCE INCREASE.** Section 1 of this Act includes the sum of
23 \$533,578, of which \$426,619 is from the general fund, for increases in employee health
24 insurance premiums from \$1,130 to \$1,241 per month.

1 **SECTION 3. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

2 **SIXTY-SIXTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
3 items approved by the sixty-fourth legislative assembly as adjusted for the 2015-17 biennium
4 and the 2017-19 biennium one-time funding items included in the appropriation in section 1 of
5 this Act:

6 <u>One-Time Funding Description</u>	<u>2015-17</u>	<u>2017-19</u>
7 Mobile radio equipment	\$626,000	\$0
8 Outdoor range upgrade	38,000	0
9 Skid car training system	66,000	0
10 New trooper startup costs	33,863	0
11 Taser and AED equipment	0	<u>358,000</u>
12 Total all funds	\$763,863	\$358,000
13 Total special funds	<u>107,050</u>	<u>358,000</u>
14 Total general fund	\$656,813	\$0

15 The 2017-19 biennium one-time funding amounts are not a part of the entity's base budget
16 for the 2019-21 biennium. The highway patrol shall report to the appropriations committees of
17 the sixty-sixth legislative assembly on the use of this one-time funding for the biennium
18 beginning July 1, 2017, and ending June 30, 2019.

19 **SECTION 4. SPECIAL FUNDS TRANSFER - HIGHWAY TAX DISTRIBUTION FUND.** The
20 less estimated income line item in section 1 of this Act includes the sum of \$6,912,904, or so
21 much of the sum as may be necessary, from the state highway tax distribution fund which may
22 be transferred at the direction of the superintendent of the highway patrol for the purpose of
23 defraying the expenses of the highway patrol during the biennium beginning July 1, 2017,
24 and ending June 30, 2019.

25 **SECTION 5. MOTOR CARRIER ELECTRONIC PERMIT TRANSACTION FUND.** The
26 estimated income line item in section 1 of this Act includes \$1,269,165 from the motor carrier
27 electronic permit transaction fund for the purpose of defraying various expenses associated with
28 the issuance of permits during the biennium beginning July 1, 2017, and ending June 30, 2019.

29 **SECTION 6. STRATEGIC INVESTMENT AND IMPROVEMENTS FUND.** The estimated
30 income line item in section 1 of this Act includes \$358,000 of one-time funding from the strategic

1 investment and improvements fund for equipment replacement during the biennium beginning
2 July 1, 2017, and ending June 30, 2019.

3 **SECTION 7. PAYMENTS TO HIGHWAY PATROL OFFICERS.** Each patrol officer of the
4 state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an
5 amount not to exceed \$200 per month for the biennium beginning July 1, 2017, and
6 ending June 30, 2019. The payments are in lieu of reimbursement for meals and other
7 expenses, except lodging, while in travel status within the state of North Dakota or while at the
8 patrol officers' respective home stations. The amounts must be paid at the time and in the
9 same manner as salaries are paid to members of the highway patrol and may be paid without
10 the presentation of receipts or other memorandums.

11 **SECTION 8.** A new section to chapter 39-03 of the North Dakota Century Code is created
12 and enacted as follows:

13 **Capitol building access card fund - Continuing appropriation.**

14 There is created in the state treasury a capitol building access card fund. The fund consists
15 of any fees received by the superintendent for the issuance of capitol building access cards.
16 The superintendent shall establish policies regarding the issuance of capitol building access
17 cards and may charge a fee of ten dollars for each access card issued to an individual who is
18 not an employee of the state of North Dakota. All moneys in the fund are appropriated to the
19 highway patrol on a continuing basis for costs associated with the issuance of capitol building
20 access cards and capitol complex security needs.

21 **SECTION 9.** A new section to chapter 39-03 of the North Dakota Century Code is created
22 and enacted as follows:

23 **Job shadowing.**

24 For purposes of education and community outreach and to promote public trust, the
25 superintendent may permit a non-member of the highway patrol to participate in job shadowing
26 activities, including:

- 27 1. Participating in a ride-along program with a member of the highway patrol while on
28 duty;
29 2. Operating a highway patrol motor vehicle on a closed course under the supervision of
30 a member of the highway patrol; and

- 1 3. Discharging a firearm owned and used by the highway patrol while at a training facility
2 and under supervision of a member of the highway patrol.

3 **SECTION 10. AMENDMENT.** Subdivision j of subsection 3 of section 39-12-02 of the North
4 Dakota Century Code is amended and reenacted as follows:

- 5 j. The highway patrol may establish an online electronic permit system. If the
6 highway patrol establishes an online electronic permit system, the highway patrol
7 shall assess an additional fee of up to fifteen dollar-fee~~dollars~~ for every permit
8 issued under this section to be deposited into the motor carrier electronic permit
9 transaction fund.