

Fifty-ninth  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE BILL NO. 1017**

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the adjutant  
2 general; and to provide an exemption to section 54-44.1-11 of the North Dakota Century Code,  
3 relating to unexpended appropriations.

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

5 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this  
6 section represent the base level funding component appropriated to the adjutant general's  
7 office in section 3 of this Act as follows:

8	Salaries and wages	\$3,568,516
9	Operating expenses	2,681,667
10	Capital assets	144,987
11	Grants	329,514
12	Civil air patrol	193,020
13	Tuition and enlistment compensation	1,007,500
14	Air guard contract	6,318,364
15	Army guard contract	15,370,985
16	Veterans' cemetery	<u>275,146</u>
17	Total all funds - Base level	\$29,889,699
18	Less estimated income - Base level	<u>20,718,716</u>
19	Total general fund - Base level	\$9,170,983

20 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The  
21 amounts identified in this section represent the funding adjustments or enhancements to the  
22 base funding level for the adjutant general's office which are included in the appropriation in  
23 section 3 of this Act as follows:

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1	Salaries and wages	\$177,549
2	Operating expenses	531,861
3	Capital assets	725,013
4	Grants	5,000,000
5	Civil air patrol	(36,637)
6	Tuition and enlistment compensation	1,000,000
7	Air guard contract	833,502
8	Army guard contract	9,616,967
9	Veterans' cemetery	<u>15,799</u>
10	Total all funds - Adjustments/enhancements	\$17,864,054
11	Less estimated income - Adjustments/enhancements	<u>10,625,002</u>
12	Total general fund - Adjustments/enhancements	\$7,239,052

13           **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the  
14 funds as may be necessary, are appropriated out of any moneys in the general fund in the state  
15 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
16 other income, to the adjutant general's office for the purpose of defraying the expenses of that  
17 agency, for the biennium beginning July 1, 2005, and ending June 30, 2007, as follows:

18	Salaries and wages	\$3,746,065
19	Operating expenses	3,213,528
20	Capital assets	870,000
21	Grants	5,329,514
22	Civil air patrol	156,383
23	Tuition and enlistment compensation	2,007,500
24	Air guard contract	7,151,866
25	Army guard contract	24,987,952
26	Veterans' cemetery	<u>290,945</u>
27	Total all funds	\$47,753,753
28	Less estimated income	<u>31,343,718</u>
29	Total general fund appropriation	\$16,410,035

30           **SECTION 4. VETERANS' CEMETERY MAINTENANCE FUND - APPROPRIATION.**

31 The veterans' cemetery line item in section 3 of this Act includes the sum of \$74,274 from the

1 veterans' cemetery maintenance fund for the operation of the veterans' cemetery. Any  
2 additional funds received by the adjutant general and deposited in the veterans' cemetery  
3 maintenance fund pursuant to sections 37-03-14 and 39-04-10.10 for the operation of the North  
4 Dakota veterans' cemetery are appropriated to the adjutant general for that purpose for the  
5 biennium beginning July 1, 2005, and ending June 30, 2007.

6 **SECTION 5. LINE ITEM TRANSFER AUTHORITY - MAINTENANCE AND REPAIRS.**

7 The adjutant general may transfer to the operating expenses and capital assets line items  
8 contained in section 3 of this Act up to the sum of \$700,000 from the various other line items  
9 contained in section 3 of this Act, as determined necessary by the adjutant general to provide  
10 for the maintenance and repair of state-owned armories in this state during the biennium  
11 beginning July 1, 2005, and ending June 30, 2007. Any amounts transferred pursuant to this  
12 section must be reported to the director of the office of management and budget.

13 **SECTION 6. EXEMPTION - TRANSFER.** Any unexpended general fund appropriation  
14 authority relating to the \$5,000,000 appropriated in section 3 of this Act for the payment of  
15 adjusted compensation to veterans is not subject to the provisions of section 54-44.1-11. Any  
16 unexpended funds from this appropriation must be transferred to the veterans' cemetery trust  
17 fund during the biennium beginning July 1, 2007, and ending June 30, 2009.