

**HOUSE BILL NO. 1011**

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the highway patrol;  
2 ~~and to create and enact section 39-03-09.1 of the North Dakota Century Code, relating to job~~  
3 ~~shadowing with the highway patrol; to provide for a transfer; and to provide an exemption.~~

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
6 as may be necessary, are appropriated out of any moneys in the general fund in the state  
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
8 other income, to the highway patrol for the purpose of defraying the expenses of the  
9 highway patrol, for the biennium beginning July 1, 2019, and ending June 30, 2021, as  
10 follows:

	<del>Governor's</del>		
	<del>Base Level</del>	<del>Recommendation</del>	<del>Appropriation</del>
Highway patrol	<del>\$57,230,706</del>	<del>\$61,260,353</del>	<del>\$57,230,706</del>
Total all funds	<del>\$57,230,706</del>	<del>\$61,260,353</del>	<del>\$57,230,706</del>
Less estimated income	<del>14,703,278</del>	<del>16,543,515</del>	<del>14,703,278</del>
Total general fund	<del>\$42,527,428</del>	<del>\$44,716,838</del>	<del>\$42,527,428</del>
Full-time equivalent positions	<del>204.00</del>	<del>197.00</del>	<del>204.00</del>
	Adjustments or		
	Base Level	Enhancements	Appropriation
Highway patrol	\$57,230,706	\$3,265,790	\$60,496,496
Total all funds	\$57,230,706	\$3,265,790	\$60,496,496
Less estimated income	14,703,278	2,359,464	17,062,742
Total general fund	\$42,527,428	\$906,326	\$43,433,754
Full-time equivalent positions	204.00	(9.00)	195.00

1       **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-**

2       **SEVENTH LEGISLATIVE ASSEMBLY.** The following amounts reflect one-time funding items  
3 approved by the sixty-fifth legislative assembly for the 2017-19 biennium and the one-time  
4 funding items included in the appropriation in section 1 of this Act:

5	<u>One-Time Funding Description</u>	<u>2017-19</u>	<u>2019-21</u>
6	Taser and AED equipment	\$358,000	\$0
7	Pipeline protest law enforcement support	3,234,000	0
8	<del>Electronic payment processing system</del>	<del>44,000</del>	<del>0</del>
9	<del>Total special funds</del>	<del>\$3,636,000</del>	<del>\$0</del>
10	<u>Electronic payment processing system</u>	<u>44,000</u>	<u>0</u>
11	<u>Aircraft engine overhaul</u>	<u>0</u>	<u>81,830</u>
12	<u>Drone purchase</u>	<u>0</u>	<u>96,228</u>
13	<u>Shooting range addition</u>	<u>0</u>	<u>1,729,100</u>
14	<u>Total all funds</u>	<u>\$3,636,000</u>	<u>\$1,907,158</u>
15	<u>Total special funds</u>	<u>3,636,000</u>	<u>1,825,328</u>
16	<u>Total general fund</u>	<u>\$0</u>	<u>\$81,830</u>

17       The 2019-21 biennium one-time funding amounts are not a part of the entity's base budget  
18 for the 2021-23 biennium. The highway patrol shall report to the appropriations committees of  
19 the sixty-seventh legislative assembly on the use of this one-time funding for the biennium  
20 beginning July 1, 2019, and ending June 30, 2021.

21       **SECTION 3.** Section 39-03-09.1 of the North Dakota Century Code is created and enacted  
22 as follows:

23       **39-03-09.1. Job shadowing.**

24       For purposes of education and community outreach, and to promote public trust, the  
25 superintendent may permit a nonmember 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 the supervision of a member of the highway patrol.

3     **SECTION 4. SPECIAL FUNDS TRANSFER - HIGHWAY TAX DISTRIBUTION FUND.** The  
4     estimated income line item in section 1 of this Act includes the sum of ~~\$6,912,904~~\$7,089,982, or  
5     so much of the sum as may be necessary, from the state highway tax distribution fund which  
6     may be transferred at the direction of the superintendent of the highway patrol for the purpose  
7     of defraying the expenses of the highway patrol during the biennium beginning July 1, 2019,  
8     and ending June 30, 2021.

9     **SECTION 5. MOTOR CARRIER ELECTRONIC PERMIT TRANSACTION FUND.** The  
10    estimated income line item in section 1 of this Act includes ~~\$1,369,165~~\$3,349,489 from the  
11    motor carrier electronic permit transaction fund for the purpose of defraying various expenses  
12    associated with the issuance of permits and other nonenforcement motor carrier and  
13    administrative activities, including the purchase of equipment and the construction of an  
14    addition to the indoor shooting range, during the biennium beginning July 1, 2019, and ending  
15    June 30, 2021.

16    **SECTION 6. EXEMPTION.** The amount of \$28,171 appropriated for an aircraft engine  
17    overhaul in the special funds line item in section 2 of chapter 23 of the 2017 Session Laws is  
18    not subject to section 54-44.1-11 and may be continued into the biennium beginning July 1,  
19    2019, and ending June 30, 2021.

20    **SECTION 7. PAYMENTS TO HIGHWAY PATROL OFFICERS.** Each patrol officer of the  
21    state highway patrol is entitled to receive from funds appropriated in section 1 of this Act an  
22    amount not to exceed \$200 per month for the biennium beginning July 1, 2019, and  
23    ending June 30, 2021. The payments are in lieu of reimbursement for meals and other  
24    expenses, except lodging, while in travel status within the state of North Dakota or while at the  
25    patrol officers' respective home stations. The amounts must be paid at the time and in the  
26    same manner as salaries are paid to members of the highway patrol and may be paid without  
27    the presentation of receipts or other memorandums.