

Fifty-fifth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2002

Introduced by

Appropriations Committee

(At the request of the Supreme Court)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the judicial branch;
2 to provide an exemption from the provisions of section 54-44.1-11 of the North Dakota Century
3 Code; and to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century
4 Code, relating to salaries of supreme and district court judges.

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

6 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
7 funds as may be necessary, are hereby appropriated out of any moneys in the general fund in
8 the state treasury, not otherwise appropriated, and from special funds derived from federal
9 funds and other income, to the judicial branch for the purpose of defraying the expenses of its
10 various divisions, for the biennium beginning July 1, 1997, and ending June 30, 1999, as
11 follows:

12 Subdivision 1.

13 SUPREME COURT

14 Salaries and wages	\$ 4,721,870
15 Operating expenses	1,511,006
16 Equipment	132,700
17 Judges retirement	337,405
18 Dispute resolution options	<u>20,000</u>
19 Total all funds	\$ 6,722,981
20 Less estimated income	<u>8,963</u>
21 Total general fund appropriation	\$ 6,714,018

22 Subdivision 2.

23 DISTRICT COURTS

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1	Salaries and wages	\$21,518,136
2	Operating expenses	8,132,820
3	Equipment	654,954
4	Judges retirement	<u>959,232</u>
5	Total all funds	\$31,265,142
6	Less estimated income	<u>384,089</u>
7	Total general fund appropriation	\$30,881,053
8	JUDICIAL CONDUCT COMMISSION AND DISCIPLINARY BOARD	
9	Salaries and wages	\$ 394,078
10	Operating expenses	119,551
11	Equipment	<u>10,000</u>
12	Total all funds	\$ 523,629
13	Less estimated income	<u>72,000</u>
14	Total general fund appropriation	\$ 451,629
15	Grand total general fund appropriation	\$38,046,700
16	Grand total special funds appropriation	\$ 465,052
17	Grand total all funds appropriation	\$38,511,752

18 **SECTION 2. APPROPRIATION.** There is hereby appropriated any funds received by
19 the supreme court, district courts, and judicial conduct commission and disciplinary board, not
20 otherwise appropriated, pursuant to federal acts and private gifts, grants, and donations for the
21 purpose as designated in the federal acts or private gifts, grants, and donations for the period
22 beginning July 1, 1997, and ending June 30, 1999.

23 **SECTION 3. TRANSFERS.** The director of the office of management and budget and
24 the state treasurer shall make such transfers of funds between line items of appropriation for
25 the judicial branch of government as may be requested by the supreme court upon a finding by
26 the court that the nature of the duties of the court and its staff requires the transfers to carry on
27 properly the functions of the judicial branch of government.

28 **SECTION 4. EXEMPTION.** The supreme court equipment appropriation contained in
29 section 1 of chapter 24 of the 1993 Session Laws is not subject to section 54-44.1-11, and
30 \$75,565 of the unexpended funds from this appropriation are available for the purchase of a
31 photocopier during the biennium beginning July 1, 1997, and ending June 30, 1999.

1 **SECTION 5. AUTHORIZED FULL-TIME EQUIVALENT LEVELS.** The maximum
2 authorized full-time equivalent levels for the 1997-99 biennium are 45.5 for the supreme court,
3 190.5 for the district courts, and 4.0 for the judicial conduct commission.

4 **SECTION 6. AMENDMENT.** Section 27-02-02 of the 1995 Supplement to the North
5 Dakota Century Code is amended and reenacted as follows:

6 **27-02-02. Salaries of judges of supreme court.** The annual salary of each judge of
7 the supreme court is ~~seventy-five~~ seventy-nine thousand ~~nine~~ seven hundred ~~thirty-six~~
8 seventy-one dollars through June 30, ~~1996~~ 1998, and ~~seventy-seven~~ eighty-two thousand ~~four~~
9 one hundred ~~forty-eight~~ sixty-four dollars thereafter. The chief justice of the supreme court is
10 entitled to receive an additional two thousand ~~one~~ two hundred ~~thirty-six~~ fifty dollars per annum
11 through June 30, ~~1996~~ 1998, and two thousand ~~one~~ three hundred ~~eighty-four~~ eighteen dollars
12 per annum thereafter.

13 **SECTION 7. AMENDMENT.** Section 27-05-03 of the 1995 Supplement to the North
14 Dakota Century Code is amended and reenacted as follows:

15 **27-05-03. Salaries and expenses of district judges.** The annual salary of each
16 district judge is ~~seventy~~ seventy-three thousand ~~sixty-eight~~ six hundred sixteen dollars through
17 June 30, ~~1996~~ 1998, and ~~seventy-one~~ seventy-five thousand ~~four~~ eight hundred ~~seventy-two~~
18 twenty-four dollars thereafter. Each district judge is entitled to travel expenses including
19 mileage and subsistence while engaged in the discharge of official duties outside the ~~county~~
20 city in which the judge's chambers are located. The salary and expenses are payable monthly
21 in the manner provided by law. A presiding judge of a judicial district is entitled to receive an
22 additional one thousand ~~six~~ seven hundred ~~fifty-six~~ forty-three dollars per annum, through
23 June 30, ~~1996~~ 1998, and one thousand ~~six~~ seven hundred ~~ninety-two~~ ninety-five dollars
24 thereafter.