

**Fifty-seventh Legislative Assembly of North Dakota  
In Regular Session Commencing Tuesday, January 9, 2001**

SENATE BILL NO. 2253  
(Senators Lyson, Stenehjem, Wardner)

AN ACT to amend and reenact sections 40-04.1-02, 40-08-07, and 40-09-06 of the North Dakota Century Code, relating to the salary of city council members and commissioners.

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

**SECTION 1. AMENDMENT.** Section 40-04.1-02 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**40-04.1-02. Compensation of council members.** The members of the council ~~shall~~ are entitled to receive such compensation for their services as is fixed by ordinance, ~~but not more than the maximum provided for the members of the governing board under any other form of city government.~~

**SECTION 2. AMENDMENT.** Section 40-08-07 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**40-08-07. Compensation of council members.** Each council member ~~may~~ is entitled to receive compensation for services as established by ordinance, ~~but the compensation may not exceed the following limitations based upon the population of the city according to the latest state or federal census:~~

- ~~1. In cities not exceeding two thousand in population, sixty dollars per month.~~
- ~~2. In cities over two thousand and not exceeding six thousand in population, one hundred dollars per month.~~
- ~~3. In cities over six thousand and not exceeding thirty thousand in population, one hundred ninety five dollars per month.~~
- ~~4. In cities having a population of over thirty thousand, four hundred forty five dollars per month.~~

**SECTION 3. AMENDMENT.** Section 40-09-06 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

**40-09-06. Style of board - Oath and salary of commissioners.** The commissioners and the president of the board constitute the board of city commissioners and shall take an oath faithfully to perform the duties of their respective offices. The monthly salary of each city commissioner must be fixed by ordinance, ~~but the compensation shall not exceed the following limitations based upon the population of the city according to the latest state or federal census:~~

- ~~1. In cities not exceeding one thousand in population, fifty dollars.~~
- ~~2. In cities over one thousand and not exceeding two thousand in population, sixty dollars.~~
- ~~3. In cities over two thousand and not exceeding four thousand in population, ninety dollars.~~
- ~~4. In cities over four thousand and not exceeding six thousand in population, one hundred twenty dollars.~~
- ~~5. In cities over six thousand and not exceeding eight thousand in population, two hundred five dollars.~~

6. ~~In cities over eight thousand and not exceeding twelve thousand in population, two hundred seventy dollars.~~
7. ~~In cities over twelve thousand and not exceeding thirty thousand in population, three hundred ninety dollars.~~
8. ~~In cities over thirty thousand and not exceeding forty thousand in population, six hundred sixty dollars.~~
9. ~~In cities having a population of over forty thousand, eight hundred ten dollars.~~

The president of a commission may receive a salary of up to fifty percent more than the level set for each commissioner upon resolution by the board of city commissioners.

\_\_\_\_\_  
President of the Senate

\_\_\_\_\_  
Speaker of the House

\_\_\_\_\_  
Secretary of the Senate

\_\_\_\_\_  
Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-seventh Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2253.

Senate Vote:      Yeas    47          Nays    2          Absent    0

House Vote:      Yeas    92          Nays    2          Absent    4

\_\_\_\_\_  
Secretary of the Senate

Received by the Governor at \_\_\_\_\_ M. on \_\_\_\_\_, 2001.

Approved at \_\_\_\_\_ M. on \_\_\_\_\_, 2001.

\_\_\_\_\_  
Governor

Filed in this office this \_\_\_\_\_ day of \_\_\_\_\_, 2001,

at \_\_\_\_\_ o'clock \_\_\_\_\_ M.

\_\_\_\_\_  
Secretary of State