

Fifty-eighth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1052

Introduced by

Legislative Council

(Regulatory Reform Review Commission)

1 A BILL for an Act to create and enact a new section to chapter 49-21 of the North Dakota
2 Century Code, relating to a performance assurance plan by the public service commission; to
3 provide a continuing appropriation; to provide an expiration date; and to declare an emergency.

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

5 **SECTION 1.** A new section to chapter 49-21 of the North Dakota Century Code is
6 created and enacted as follows:

7 **Performance assurance fund - Continuing appropriation - Budget section**

8 **approval.** The performance assurance fund is a special fund in the state treasury. The
9 commission shall deposit payments received by the commission under the performance
10 assurance plan in the performance assurance fund. All moneys deposited in the fund are
11 appropriated on a continuing basis to the commission to monitor the operation and effect of the
12 performance assurance plan. However, the commission may not spend more than one
13 hundred thousand dollars in any biennium from the performance assurance fund without
14 receiving prior approval from the budget section of the legislative council.

15 **SECTION 2. EXPIRATION DATE.** This Act is effective through June 30, 2005, and
16 after that date is ineffective.

17 **SECTION 3. EMERGENCY.** This Act is declared to be an emergency measure.