

Fifty-ninth
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1106

Introduced by

Industry, Business and Labor Committee

(At the request of the Public Service Commission)

1 A BILL for an Act to amend and reenact section 49-21-31 of the North Dakota Century Code,
2 relating to the maximum balance of the public service commission performance assurance
3 fund.

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

5 **SECTION 1. AMENDMENT.** Section 49-21-31 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **49-21-31. ~~(Effective through June 30, 2005)~~ Performance assurance fund -**
8 **Continuing appropriation - Report to budget section.** The performance assurance fund is a
9 special fund in the state treasury. The commission shall deposit payments received by the
10 commission under the performance assurance plan in the performance assurance fund until
11 ~~deposits during a biennium equal the balance of the fund equals~~ one hundred thousand dollars.
12 ~~All~~ Up to one hundred thousand dollars per biennium of moneys deposited in the fund are
13 appropriated on a continuing basis to the commission to monitor the operation and effect of the
14 performance assurance plan. All the payments received by the commission in excess of the
15 one hundred thousand dollars ~~deposited~~ balance in the performance assurance fund must be
16 deposited in the general fund. The commission shall report annually to the budget section of
17 the legislative council with respect to the payments received under the plan and the
18 expenditures from the performance assurance fund.