

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED HOUSE BILL NO. 1008**

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the public service
2 commission; and to amend and reenact sections 49-01-05 and 60-02-07 of the North Dakota
3 Century Code, relating to the salary of public service commissioners and public warehouse
4 licenses.

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, to the public service commission for the purpose of defraying the expenses of the public
10 service commission, for the biennium beginning July 1, 1997, and ending June 30, 1999, as
11 follows:

12 Salaries and wages	\$4,315,991
13 Operating expenses	1,068,765
14 Equipment	58,711
15 Grants	6,000
16 AML contractual services	<u>3,668,492</u>
17 Total all funds	\$9,117,959
18 Less estimated income	<u>5,781,190</u>
19 Total general fund appropriation	\$3,336,769

20 **SECTION 2. AMENDMENT.** Section 49-01-05 of the 1995 Supplement to the North
21 Dakota Century Code is amended and reenacted as follows:

22 **49-01-05. Salary of commissioners.** The annual salary of a commissioner is ~~fifty-two~~
23 ~~fifty-five~~ thousand ~~seven~~ ~~four~~ hundred ~~eighty-seven~~ ~~sixty-four~~ dollars through June 30, ~~1996~~
24 ~~1998~~, and ~~fifty-three~~ ~~fifty-seven~~ thousand ~~eight~~ ~~one~~ hundred ~~forty-three~~ ~~twenty~~ dollars

1 thereafter. All fees received or charged by any ~~such~~ commissioner for any act or service
2 rendered in any official capacity, ~~shall~~ must be accounted for and paid over by the
3 commissioner monthly to the state treasurer and ~~shall~~ must be credited to the general fund of
4 the state.

5 **SECTION 3. AMENDMENT.** Section 60-02-07 of the North Dakota Century Code is
6 amended and reenacted as follows:

7 **60-02-07. Public warehouse license - How obtained - Fee.** An annual license must
8 be obtained from the commission for each public warehouse in operation in this state. The
9 license expires on July thirty-first of each year. No license may describe more than one public
10 warehouse nor grant permission to operate any public warehouse other than the one
11 described. The annual license fee for a public warehouse is ~~one~~ two hundred fifty dollars for a
12 warehouse of a bushel capacity of two hundred thousand [7047.8 cubic meters] or less, ~~three~~
13 four hundred dollars for a warehouse of a bushel capacity of more than two hundred thousand
14 and ~~one to and including~~ not more than five hundred thousand [~~7047.83~~ 7047.8 to and
15 ~~including~~ not more than 17619.54 cubic meters], and ~~four~~ five hundred dollars for a warehouse
16 of a bushel capacity of more than five hundred thousand and one [~~17619.57~~ 17619.54 cubic
17 meters] ~~or more~~. If a public warehouseman operates two or more warehouses in the same city
18 or siding, in conjunction with each other and with the same working force, and ~~where but~~ keeps
19 one set of books and records ~~is kept~~ for all such warehouses, and issues one series of scale
20 tickets, warehouse receipts, checks, and credit-sale contracts ~~of but one series are issued~~ for
21 the grain stored and purchased therein, only one license is required for the operation of all such
22 warehouses. Where two or more warehouses are operated under one license, the license fee
23 is based upon the combined bushel capacity of the warehouses. If the commission employs
24 fewer than two full-time equivalent warehouse inspectors, each annual fee under this section is
25 reduced by one hundred dollars.