

**SENATE BILL NO. 2383**

Introduced by

Senator Mathern

Representative Gruchalla

1 A BILL for an Act to provide for one public service commissioner; and to provide an effective  
2 date.

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

4 **SECTION 1. Public service commissioner.** The legislative council may delete,  
5 where appropriate, "public service commission" or any derivative, which when used in context  
6 indicates an intention to refer to the term, wherever the term appears in the North Dakota  
7 Century Code or in any supplement to the code and to insert in lieu of each deletion "public  
8 service commissioner". It is the intent of the legislative assembly that the public service  
9 commissioner be substituted for, shall take any action previously to be taken by, and shall  
10 perform any duties previously to be performed by the public service commission. The  
11 legislative council may replace "commission", where appropriate, wherever the term appears in  
12 the North Dakota Century Code or in the supplements of the code, with the term  
13 "commissioner".

14 **SECTION 2. TRANSITION FROM PUBLIC SERVICE COMMISSION TO PUBLIC**  
15 **SERVICE COMMISSIONER.** From the effective date of this Act to January 1, 2009, actions of  
16 the public service commission require approval of at least two of the commissioners. After  
17 December 31, 2008, to January 1, 2011, actions of the public service commission require  
18 approval of both commissioners if two commissioners are holding office. As of January 1,  
19 2011, the public service commissioner may exercise all powers of the commission.

20 **SECTION 3. EFFECTIVE DATE.** This Act becomes effective on the date that the  
21 proposed amendments to sections 2 and 5 of article V of the Constitution of North Dakota as  
22 contained in Senate Concurrent Resolution No. \_\_\_\_\_, as agreed to by the sixtieth legislative  
23 assembly and approved by the electors, become effective.