

**HOUSE BILL NO. 1098**

Introduced by

Government and Veterans Affairs Committee

(At the request of the Office of Management and Budget)

1 A BILL for an Act to amend and reenact section 54-06-08.2 and subdivision c of subsection 1 of  
2 section 54-06-09 of the North Dakota Century Code, relating to the office of management and  
3 budget adopting and amending policies.

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

5 **SECTION 1. AMENDMENT.** Section 54-06-08.2 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **54-06-08.2. Payment by credit or debit card or by electronic fund transfer - State**  
8 **credit card processor - Fees.**

- 9 1. A state agency, board, or commission, the judicial branch, or any political subdivision  
10 may accept payment by credit or debit card or by electronic fund transfer of any fee,  
11 interest, penalty, tax, or other payment that is due or collectible by the agency, board,  
12 or commission. The judicial branch may accept payment by credit or debit card or by  
13 electronic fund transfer for any fees, costs, or other assessments required or imposed  
14 under state law or court rule.
- 15 2. The Bank of North Dakota is the state credit card administrator for credit card  
16 transactions of state agencies, boards, or commissions. The Bank of North Dakota  
17 shall select a credit card processor or processors to provide credit card services to  
18 state agencies, boards, and commissions. All funds from credit card transactions must  
19 be deposited in the respective entity's account in the Bank of North Dakota.
- 20 3. Except as otherwise provided under section 20.1-03-32, ~~in accordance with rules~~  
21 ~~adopted by the office of management and budget,~~ an executive branch agency may  
22 charge a fee to be added to a payment as a service charge for the acceptance of a  
23 payment made by a credit or debit card or an electronic fund transfer. ~~The office of~~  
24 ~~management and budget shall may adopt rules policies establishing the terms under~~

1 ~~which executive agencies may charge a service fee under this subsection.~~ The Bank  
2 of North Dakota shall adopt rules establishing the terms under which executive  
3 agencies may charge a service fee under this subsection to be in compliance with a  
4 credit card company's rules and shall approve the amount that may be charged by an  
5 executive agency.

6 **SECTION 2. AMENDMENT.** Subdivision c of subsection 1 of section 54-06-09 of the North  
7 Dakota Century Code is amended and reenacted as follows:

- 8 c. The director of the office of management and budget shall adopt ~~rules~~policies  
9 establishing mileage reimbursement for actual and necessary travel in the  
10 performance of official duty when the travel is by motor vehicle, the use of which  
11 is required by the employing entity. The director shall amend the ~~rules~~policies  
12 when necessary to set reimbursement at the same rate as established by the  
13 United States general services administration for privately owned vehicles.