

SENATE BILL NO. 2010

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the insurance
 2 commissioner; to amend and reenact section 26.1-01-09 of the North Dakota Century Code,
 3 relating to the salary of the insurance commissioner; and to provide ~~an appropriation for the~~
 4 ~~distribution of funds from the insurance tax distribution fund~~a transfer.

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 funds
 7 as may be necessary, are appropriated from special funds derived from federal funds and other
 8 income, to the insurance commissioner for the purpose of defraying the expenses of the
 9 insurance commissioner, for the biennium beginning July 1, 2023, and ending June 30, 2025,
 10 as follows:

	<u>Governor's</u>		
	<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
Salaries and wages	\$8,076,281	\$8,924,123	\$8,076,281
Operating expenses	1,507,359	2,170,770	1,507,359
Capital assets	0	75,000	0
Total special funds	\$9,583,640	\$11,169,893	\$9,583,640
Full-time equivalent positions	38.00	37.00	38.00
	<u>Adjustments or</u>		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
<u>Salaries and wages</u>	<u>\$8,076,281</u>	<u>\$3,376,478</u>	<u>\$11,452,759</u>
<u>Operating expenses</u>	<u>1,507,359</u>	<u>1,396,627</u>	<u>2,903,986</u>
<u>Capital assets</u>	<u>0</u>	<u>75,000</u>	<u>75,000</u>
<u>Grants</u>	<u>0</u>	<u>2,400,000</u>	<u>2,400,000</u>

1	Total special funds	\$9,583,640	\$7,248,105	\$16,831,745
2	Full-time equivalent positions	38.00	11.00	49.00

3 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE**
4 **SIXTY-NINTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
5 items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the
6 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act:

7	<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
8	Office remodel	\$100,000	\$0
9	State flexibility to stabilize the market grant	662,000	0
10	Coal and fossil fuel industry insurance study	200,000	0
11	Reinsurance pool study	200,000	0
12	Total special funds	\$1,162,000	\$0
13	Office remodel	\$100,000	\$75,000
14	State flexibility to stabilize the market grant	662,000	0
15	Coal and fossil fuel industry insurance study	200,000	0
16	Reinsurance pool study	200,000	0
17	Retirement leave payouts	0	98,300
18	Total special funds	\$1,162,000	\$173,300

19 The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget
20 for the 2025-27 biennium. The insurance commissioner shall report to the appropriations
21 committees of the sixty-ninth legislative assembly on the use of this one-time funding for the
22 biennium beginning July 1, 2023, and ending June 30, 2025.

23 ~~**SECTION 3. APPROPRIATION.** There is appropriated out of any moneys in the insurance-~~
24 ~~tax distribution fund in the state treasury, not otherwise appropriated, the sum of \$20,728,540 or~~
25 ~~so much of the sum as may be necessary, to the insurance commissioner for the purpose of~~
26 ~~providing payments, in accordance with the provisions of section 18-04-05, to North Dakota fire~~
27 ~~departments in the amount of \$19,588,470 and payments to the North Dakota firefighter's~~
28 ~~association in the amount of \$1,140,070 for the biennium beginning July 1, 2023, and ending~~
29 ~~June 30, 2025.~~

1 ~~SECTION 4. UNSATISFIED JUDGMENT FUND.~~ Section 1 of the Act includes ~~\$26,610-~~
2 ~~from the state unsatisfied judgment fund to pay unsatisfied judgment fund administrative-~~
3 ~~expenses for the biennium beginning July 1, 2023, and ending June 30, 2025.~~

4 **SECTION 3. ADDITIONAL INCOME - APPROPRIATION - REPORTING.** In addition to the
5 amounts appropriated in section 1 of this Act, any federal funds that become available are
6 appropriated to the insurance commissioner for the biennium beginning July 1, 2023, and
7 ending June 30, 2025. The insurance commissioner shall report any additional federal funds
8 under this section to the office of management and budget and the legislative council.

9 **SECTION 4. AMENDMENT.** Section 26.1-01-09 of the North Dakota Century Code is
10 amended and reenacted as follows:

11 **26.1-01-09. Salary of commissioner.**

12 The annual salary of the commissioner is one hundred ~~twelve~~thirty thousand ~~two hundred-~~
13 ~~forty-one~~ dollars through June 30, ~~2022~~2024, and one hundred ~~fourteen~~thirty-five thousand
14 ~~four~~two hundred ~~eighty-six~~ dollars thereafter.

15 **SECTION 5. TRANSFER - UNSATISFIED JUDGMENT FUND.** The office of management
16 and budget shall transfer any remaining balance from the unsatisfied judgment fund to the
17 insurance regulatory trust fund on August 1, 2023.

18 **SECTION 6. CONTINGENT EFFECTIVE DATE.** Section 5 of this Act is contingent on the
19 passage of Senate Bill 2295 by the sixty-eighth legislative assembly. If this section takes effect,
20 it becomes effective August 1, 2023.