

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; to provide an appropriation for a rail rate complaint case; to amend and reenact
3 section 49-01-05 of the North Dakota Century Code, relating to the salary of public service
4 commissioners; and to declare an emergency.

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

6 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this
7 section represent the base level funding component appropriated to the public service
8 commission in section 3 of this Act as follows:

9	Salaries and wages	\$4,771,497
10	Operating expenses	1,197,261
11	Capital assets	35,011
12	Grants	62,000
13	Abandoned mined lands contractual services	3,668,492
14	Rail rate complaint case	<u>250,000</u>
15	Total all funds - Base level	\$9,984,261
16	Less estimated income - Base level	<u>6,072,767</u>
17	Total general fund - Base level	\$3,911,494

18 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The
19 amounts identified in this section represent the funding adjustments or enhancements to the
20 base funding level for the public service commission which are included in the appropriation in
21 section 3 of this Act as follows:

22	Salaries and wages	\$328,087
23	Operating expenses	210,892
24	Capital assets	23,500

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1	Grants	(55,000)
2	Rail rate complaint case	<u>650,000</u>
3	Total all funds - Adjustments/enhancements	\$1,157,479
4	Less estimated income - Adjustments/enhancements	<u>(87,628)</u>
5	Total general fund - Adjustments/enhancements	\$1,245,107

6 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the
7 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
8 treasury, not otherwise appropriated, and from special funds derived from federal funds and
9 other income, to the public service commission for the purpose of defraying the expenses of
10 that agency, for the biennium beginning July 1, 2005, and ending June 30, 2007, as follows:

11	Salaries and wages	\$5,099,584
12	Operating expenses	1,408,153
13	Capital assets	58,511
14	Grants	7,000
15	Abandoned mined lands contractual services	3,668,492
16	Rail rate complaint case	<u>900,000</u>
17	Total all funds	\$11,141,740
18	Less estimated income	<u>5,985,139</u>
19	Total general fund appropriation	\$5,156,601

20 **SECTION 4. RAIL RATE COMPLAINT CASE.** The general fund appropriation in
21 section 3 of this Act includes the sum of \$900,000 to pay for the costs associated with the rail
22 rate complaint case.

23 **SECTION 5. AMENDMENT.** Section 49-01-05 of the North Dakota Century Code is
24 amended and reenacted as follows:

25 **49-01-05. Salary of commissioners.** The annual salary of a commissioner is ~~sixty-six~~
26 ~~thousand five hundred nine dollars through December 31, 2001, sixty-eight~~ seventy-two
27 ~~thousand five~~ six hundred ~~four~~ sixty-nine dollars through June 30, ~~2002~~ 2006, and ~~sixty-nine~~
28 may not exceed seventy-five thousand eight five hundred ~~seventy-four~~ seventy-six dollars
29 thereafter. All fees received or charged by any commissioner for any act or service rendered in
30 any official capacity must be accounted for and paid over by the commissioner monthly to the
31 state treasurer and must be credited to the general fund of the state.

- 1 **SECTION 6. EMERGENCY.** The rail rate complaint case line item in section 3 of this
- 2 Act is declared to be an emergency measure.