

**Fifty-ninth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2005**

HOUSE BILL NO. 1004
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the state auditor; and to amend and reenact section 54-10-10 of the North Dakota Century Code, relating to the salary of the state auditor.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. BASE LEVEL FUNDING INFORMATION. The amounts identified in this section represent the base level funding component appropriated to the state auditor in section 3 of this Act as follows:

Salaries and wages	\$5,981,437
Operating expenses	<u>717,771</u>
Total all funds - Base level	\$6,699,208
Less estimated income - Base level	<u>2,117,976</u>
Total general fund - Base level	\$4,581,232

SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION. The amounts identified in this section represent the funding adjustments or enhancements to the base funding level for the state auditor which are included in the appropriation in section 3 of this Act as follows:

Salaries and wages	\$638,288
Operating expenses	158,524
Capital assets	<u>10,000</u>
Total all funds - Adjustments/enhancements	\$806,812
Less estimated income - Adjustments/enhancements	<u>299,791</u>
Total general fund - Adjustments/enhancements	\$507,021

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

Salaries and wages	\$6,619,725
Operating expenses	876,295
Capital assets	<u>10,000</u>
Total all funds	\$7,506,020
Less estimated income	<u>2,417,767</u>
Total general fund appropriation	\$5,088,253

SECTION 4. POLITICAL SUBDIVISION AUDIT FEES. Section 3 of this Act includes an appropriation of up to \$1,441,970 in funds generated by the state auditor from political subdivision audit service fees for the period beginning July 1, 2005, and ending June 30, 2007. Any amount in excess of \$1,441,970 must be deposited in the state auditor operating account and made available for appropriation after June 30, 2007.

SECTION 5. AMENDMENT. Section 54-10-10 of the North Dakota Century Code is amended and reenacted as follows:

54-10-10. Salary of state auditor. The annual salary of the state auditor is ~~sixty-four~~ seventy thousand ~~seven hundred forty-two~~ fifty-nine dollars through ~~December 31, 2004~~ June 30, 2006, ~~sixty-six~~ and seventy-two thousand ~~six~~ eight hundred ~~eighty-four~~ sixty-one dollars through ~~June 30, 2002~~, and ~~sixty-eight thousand eighteen~~ dollars thereafter.

Speaker of the House

President of the Senate

Chief Clerk of the House

Secretary of the Senate

This certifies that the within bill originated in the House of Representatives of the Fifty-ninth Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1004.

House Vote: Yeas 89 Nays 0 Absent 5

Senate Vote: Yeas 47 Nays 0 Absent 0

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2005.

Approved at _____ M. on _____, 2005.

Governor

Filed in this office this _____ day of _____, 2005,

at _____ o'clock _____ M.

Secretary of State