

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1008

That the Senate recede from its amendments as printed on pages 1467 and 1468 of the House Journal and pages 1162 and 1163 of the Senate Journal and that Engrossed House Bill No. 1008 be amended as follows:

Page 1, line 4, after "study" insert "; to provide an exemption to section 54-44.1-11 relating to unexpended appropriations" and remove "a statement of"

Page 1, line 23, replace "312,608" with "307,491"

Page 2, line 1, replace "23,500" with "53,500"

Page 2, line 3, replace "950,000" with "695,000"

Page 2, line 4, replace "1,442,000" with "1,211,883"

Page 2, line 5, replace "1,105,516" with "848,753"

Page 2, line 6, replace "336,484" with "363,130"

Page 2, line 12, replace "5,084,105" with "5,078,988"

Page 2, line 14, replace "58,511" with "88,511"

Page 2, line 17, replace "1,200,000" with "945,000"

Page 2, line 18, replace "11,426,261" with "11,196,144"

Page 2, line 19, replace "7,178,283" with "6,921,520"

Page 2, line 20, replace "4,247,978" with "4,274,624"

Page 2, line 22, replace "\$1,200,000" with "\$945,000"

Page 2, line 23, after the comma insert "consisting of \$800,000" and after "fund" insert ", \$20,000 of carryover authority from the state rail fund, and \$125,000 from other sources, including the shipper participating in the case,"

Page 2, line 24, after the period insert "The commission must have written commitments for \$125,000 from other sources, including the shipper participating in the case, before spending any moneys from the beginning farmer revolving loan fund."

Page 3, replace lines 3 through 8 with:

"SECTION 6. EXEMPTION. The amount appropriated for the rail rate complaint case, as contained in section 1 of chapter 29 of the 2003 Session Laws, is not subject to the provision of section 54-44.1-11. Any unexpended funds from the rail rate complaint case line item are available for continued use for expenditures relating to the rail rate complaint case.

SECTION 7. LEGISLATIVE COUNCIL STUDY - PUBLIC SERVICE COMMISSION DUTIES AND RESPONSIBILITIES. The legislative council shall consider studying, during the 2005-06 interim, the changes in responsibilities and duties of the public service commission since its inception. The study should include an evaluation of what additional duties have been given to the commission and those duties no longer performed. The legislative council shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixtieth legislative assembly."

Page 3, after line 16, insert:

"SECTION 10. COMMISSION HEARING ROOM - LEGISLATIVE INTENT. It is the intent of the legislative assembly that the public service commission hearing room be available for use by other state agencies and by the legislative assembly during the regular session when not being used for commission business."

Re-number accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1008 - Public Service Commission - Conference Committee Action

| | EXECUTIVE BUDGET | HOUSE VERSION | CONFERENCE COMMITTEE CHANGES | CONFERENCE COMMITTEE VERSION | SENATE VERSION | COMPARISON TO SENATE |
|--|------------------|------------------|------------------------------|------------------------------|------------------|----------------------|
| Salaries and wages | \$5,099,584 | \$5,084,105 | (\$5,117) | \$5,078,988 | \$5,078,988 | |
| Operating expenses | 1,408,153 | 1,408,153 | | 1,408,153 | 1,408,153 | |
| Capital assets | 58,511 | 58,511 | 30,000 | 88,511 | 88,511 | |
| Grants | 7,000 | 7,000 | | 7,000 | 7,000 | |
| Abandoned mined lands contractual services | 3,668,492 | 3,668,492 | | 3,668,492 | 3,668,492 | |
| Rail rate complaint case | <u>900,000</u> | <u>1,200,000</u> | <u>(255,000)</u> | <u>945,000</u> | <u>970,000</u> | <u>(\$25,000)</u> |
| Total all funds | \$11,141,740 | \$11,426,261 | (\$230,117) | \$11,196,144 | \$11,221,144 | (\$25,000) |
| Less estimated income | <u>5,985,139</u> | <u>7,178,283</u> | <u>(256,763)</u> | <u>6,921,520</u> | <u>6,946,520</u> | <u>(25,000)</u> |
| General fund | \$5,156,601 | \$4,247,978 | \$26,646 | \$4,274,624 | \$4,274,624 | \$0 |
| FTE | 41.00 | 41.00 | 0.00 | 41.00 | 41.00 | 0.00 |

Dept. 408 - Public Service Commission - Detail of Conference Committee Changes

| | REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE 1 | REDUCES RAIL CASE FUNDING 2 | ADDS FUNDING FOR SOUND SYSTEM 3 | TOTAL CONFERENCE COMMITTEE CHANGES |
|--|--|-----------------------------|---------------------------------|------------------------------------|
| Salaries and wages | (\$5,117) | | | (\$5,117) |
| Operating expenses | | | | |
| Capital assets | | | \$30,000 | 30,000 |
| Grants | | | | |
| Abandoned mined lands contractual services | | | | |
| Rail rate complaint case | | <u>(\$255,000)</u> | | <u>(255,000)</u> |
| Total all funds | (\$5,117) | (\$255,000) | \$30,000 | (\$230,117) |
| Less estimated income | <u>(1,763)</u> | <u>(255,000)</u> | | <u>(256,763)</u> |
| General fund | (\$3,354) | \$0 | \$30,000 | \$26,646 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 |

1 This amendment reduces funding for state employee health insurance premiums from \$559.15 to \$553.95 per month.

2 The conference committee reduced the funding for the rail rate complaint case to \$945,000, of which \$800,000 is from the beginning farmer revolving loan fund; \$20,000 from carryover authority from the state rail fund, maintained by the Department of Transportation under Section 49-17.1-02.1; and \$125,000 from the shipper participating in the rail rate case and other sources. The Public Service Commission must have written commitments for the \$125,000 from other sources before spending any moneys from the beginning farmer revolving loan fund.

The Senate had reduced the funding for the rail rate complaint case from \$1,200,000 to \$970,000, of which \$800,000 was from the beginning farmer revolving loan fund and \$170,000 from other sources.

3 The conference committee agreed with the Senate amendment which added funding for improvements to the sound system in the Public Service Commission hearing room.

The conference committee agreed with the Senate amendment adding legislative intent that the Public Service Commission hearing room be available to other state agencies and the Legislative Assembly when not in use by the Public Service Commission.

The conference committee changed the study of the Public Service Commission fees and services to a study of the changes in duties and responsibilities of the Public Service Commission.