

Sixty-first  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2001

Introduced by

Appropriations Committee

(At the request of the Legislative Council)

1 A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch  
2 of state government; to provide for transfers; to amend and reenact subdivision c of  
3 subsection 7 of section 54-03-20 of the North Dakota Century Code, relating to legislative  
4 leaders' monthly compensation; to provide for applications and transfers; to provide an effective  
5 date; and to declare an emergency.

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

7 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the  
8 funds as may be necessary, are appropriated out of any moneys in the general fund in the state  
9 treasury, not otherwise appropriated, and from special funds derived from the insurance  
10 regulatory trust fund, not otherwise appropriated, to the legislative branch of state government  
11 for the purpose of defraying the expenses of that branch, for the fiscal period beginning with the  
12 effective date of this Act and ending June 30, 2011, as follows:

13 Subdivision 1.

14 **SIXTY-FIRST AND SIXTY-SECOND LEGISLATIVE ASSEMBLIES AND BIENNIUM**

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
17 Salaries and wages	\$6,855,557	\$1,077,949	\$7,933,506
18 Operating expenses	2,648,431	294,130	2,942,561
19 Capital assets	206,000	1,224,000	1,430,000
20 National conference of	206,314	21,346	227,660
21 state legislatures			
22 Legislative applications	0	3,910,827	3,910,827
23 replacement			
24 Total general fund	\$9,916,302	\$6,528,252	\$16,444,554

1 Subdivision 2.

2 LEGISLATIVE COUNCIL

3		Adjustments or		
4		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
5	Salaries and wages	\$5,802,975	\$925,394	\$6,728,369
6	Operating expenses	2,635,888	758,046	3,393,934
7	Capital assets	0	41,000	41,000
8	Prison facility study	<u>250,000</u>	<u>(250,000)</u>	<u>0</u>
9	Total all funds	\$8,688,863	\$1,474,440	\$10,163,303
10	Less estimated income	<u>70,000</u>	<u>0</u>	<u>70,000</u>
11	Total general fund	\$8,618,863	\$1,474,440	\$10,093,303
12	Full-time equivalent	33.00	0.00	33.00
13	positions			

14 Subdivision 3.

15 BILL TOTAL

16		Adjustments or		
17		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
18	Grand total general fund	\$18,535,165	\$8,002,692	\$26,537,857
19	Grand total special funds	<u>70,000</u>	<u>0</u>	<u>70,000</u>
20	Grand total all funds	\$18,605,165	\$8,002,692	\$26,607,857

21 **SECTION 2. LEGISLATIVE ASSEMBLY ONE-TIME FUNDING - EFFECT ON BASE**  
22 **BUDGET - REPORT TO SIXTY-SECOND LEGISLATIVE ASSEMBLY.** The following amounts  
23 reflect the one-time funding items approved by the sixtieth legislative assembly for the 2007-09  
24 biennium and the 2009-11 one-time funding items included in the appropriation for the  
25 legislative assembly in section 1 of this Act:

26	<u>One-Time Funding Description</u>	<u>2007-09</u>	<u>2009-11</u>
27	Legislative applications replacement system	\$3,910,827	\$3,910,827
28	Computer equipment replacement	350,000	92,500
29	Legislative wing equipment and improvements	<u>0</u>	<u>1,430,000</u>
30	Total general fund	\$4,260,827	\$5,433,327

The 2009-11 one-time funding amounts are not a part of the entity's base budget for the 2011-13 biennium. The legislative assembly shall report to the appropriations committees of the sixty-second legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2009, and ending June 30, 2011.

**SECTION 3. LEGISLATIVE COUNCIL ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-SECOND LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixtieth legislative assembly for the 2007-09 biennium and the 2009-11 one-time funding items included in the appropriation for the legislative council in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2007-09</u>	<u>2009-11</u>
Computer equipment replacement	\$104,579	\$0
Office equipment replacement	25,000	20,000
Office improvements	<u>0</u>	<u>50,000</u>
Total general fund	\$129,579	\$70,000

The 2009-11 one-time funding amounts are not a part of the entity's base budget for the 2011-13 biennium. The legislative council shall report to the appropriations committees of the sixty-second legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2009, and ending June 30, 2011.

**SECTION 4. TRANSFERS.** Notwithstanding section 54-16-04, the director of the office of management and budget and the state treasurer shall make transfers of funds between line items of appropriations for the legislative council as may be requested by the chairman of the council or the chairman's designee upon the finding by the chairman or designee that the nature of studies and duties assigned to the council requires the transfers in properly carrying on the council's functions and duties. The director of the office of management and budget and the state treasurer shall similarly make transfers of funds between the line items for the sixty-first and sixty-second legislative assemblies, upon request by the chairman of the legislative council or the chairman's designee upon the finding by the chairman or designee that the transfers are required for the legislative assembly to carry on its functions and duties.

**SECTION 5. LEGISLATIVE WING EQUIPMENT AND IMPROVEMENT FUNDING - EXPENDITURE DETERMINATION.** Any expenditure of funds relating to \$715,000 of the \$1,430,000 provided for legislative wing equipment and improvements in subdivision 1 of

1 section 1 of this Act must be approved by a majority of the senate members of the legislative  
2 management committee. Any expenditures relating to the remaining \$715,000 for legislative  
3 wing equipment and improvements must be approved by a majority of the house of  
4 representatives members of the legislative management committee for the biennium beginning  
5 July 1, 2009, and ending June 30, 2011.

6 **SECTION 6. APPLICATION AND TRANSFER AUTHORITY.** North Dakota Century  
7 Code sections 54-16-04 and 54-44.1-11 do not apply to chapter 1 of the 2007 Session Laws.  
8 The director of the office of management and budget and the state treasurer shall make  
9 transfers of funds between the line items and the agencies of the legislative branch within  
10 section 1 of that chapter as requested by the chairman of the legislative council or the  
11 chairman's designee.

12 **SECTION 7. AMENDMENT.** Subdivision c of subsection 7 of section 54-03-20 of the  
13 North Dakota Century Code is amended and reenacted as follows:

- 14 c. The majority and minority leaders of the house and senate and the chairman  
15 of the legislative council, if the chairman is not a majority or minority leader,  
16 are each entitled to receive as compensation, in addition to any other  
17 compensation or expense reimbursement provided by law, the sum of two  
18 hundred ~~seventy~~ eighty-four dollars per month during the biennium for their  
19 execution of public duties.

20 **SECTION 8. AMENDMENT.** Subdivision c of subsection 7 of section 54-03-20 of the  
21 North Dakota Century Code is amended and reenacted as follows:

- 22 c. The majority and minority leaders of the house and senate and the chairman  
23 of the legislative council, if the chairman is not a majority or minority leader,  
24 are each entitled to receive as compensation, in addition to any other  
25 compensation or expense reimbursement provided by law, the sum of two  
26 hundred ~~seventy~~ ninety-eight dollars per month during the biennium for their  
27 execution of public duties.

28 **SECTION 9. EFFECTIVE DATE.** Section 7 of this Act becomes effective on July 1,  
29 2009, and Section 8 of this Act becomes effective on July 1, 2010.

30 **SECTION 10. EMERGENCY.** This Act is declared to be an emergency measure.