

Sixty-first
Legislative Assembly
of North Dakota

HOUSE BILL NO. 1008

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 legislative intent; and to amend and reenact section 49-01-05 of the
3 North Dakota Century Code, relating to the salary of public service commissioners.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
6 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and
8 other income, to the public service commission for the purpose of defraying the expenses of
9 that agency, for the biennium beginning July 1, 2009, and ending June 30, 2011, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
11 Salaries and wages	\$5,674,928	\$1,411,321	\$7,086,249
13 Operating expenses	1,635,856	369,920	2,005,776
14 Capital assets	68,500	59,000	127,500
15 Grants	8,000	2,000	10,000
16 Abandoned mined lands contractual 17 services	4,500,000	2,000,000	6,500,000
18 Rail rate complaint case	<u>900,000</u>	<u>0</u>	<u>900,000</u>
19 Total all funds	\$12,787,284	\$3,842,241	\$16,629,525
20 Less estimated income	<u>8,003,309</u>	<u>2,681,458</u>	<u>10,684,767</u>
21 Total general fund	\$4,783,975	\$1,160,783	\$5,944,758
22 Full-time equivalent positions	41.00	3.00	44.00

23 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**
24 **SIXTY-SECOND LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time

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1 funding items approved by the sixtieth legislative assembly for the 2007-09 biennium and the
2 2009-11 one-time funding items included in the appropriation in section 1 of this Act:

3 <u>One-Time Funding Description</u>	<u>2007-09</u>	<u>2009-11</u>
4 Videoconferencing equipment	\$20,000	\$0
5 Weights and measures equipment	39,000	0
6 High-flow dispenser prover	<u>30,484</u>	<u>0</u>
7 Total general fund	\$89,484	\$0

8 The 2009-11 one-time funding amounts are not a part of the entity's base budget for the
9 2011-13 biennium. The public service commission shall report to the appropriations
10 committees of the sixty-second legislative assembly on the use of this one-time funding for the
11 biennium beginning July 1, 2009, and ending June 30, 2011.

12 **SECTION 3. AMENDMENT.** Section 49-01-05 of the North Dakota Century Code is
13 amended and reenacted as follows:

14 **49-01-05. Salary of commissioners.** The annual salary of a commissioner is
15 ~~seventy-eight~~ eighty-five thousand ~~five~~ eight hundred ~~ninety-nine~~ thirty dollars through June 30,
16 ~~2008~~ 2010, and ~~eighty-one~~ ninety thousand ~~seven~~ one hundred ~~forty-three~~ twenty-two dollars
17 thereafter. All fees received or charged by any commissioner for any act or service rendered in
18 any official capacity must be accounted for and paid over by the commissioner monthly to the
19 state treasurer and must be credited to the general fund of the state.