

**Sixty-first Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2009**

HOUSE BILL NO. 1163
(Political Subdivisions Committee)
(At the request of the State Treasurer)

AN ACT to amend and reenact section 57-33.1-08 of the North Dakota Century Code, relating to the transfer of transmission line tax revenues.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 57-33.1-08 of the North Dakota Century Code is amended and reenacted as follows:

57-33.1-08. Allocation by state treasurer. The state treasurer, ~~on or before~~ by July ~~fifteenth~~ thirty-first of each year, shall allocate all moneys received under the provisions of this chapter in the following manner:

1. During the first two years during which a cooperative operates an electrical energy generating plant, all of the annual revenue received from the taxation thereof in each county must be allocated to that county.
2. Thereafter, the first fifty thousand dollars of annual revenue received from the taxation of electrical energy generating plants located in each county, pursuant to subsection 1 of section 57-33.1-02, must be allocated one hundred percent to that county. The second fifty thousand dollars of annual revenue received from the taxation of electrical energy generating plants, pursuant to subsection 1 of section 57-33.1-02, located in each county must be allocated fifty percent to that county and fifty percent to the state general fund. All annual revenue in excess of one hundred thousand dollars received from the taxation of electrical energy generating plants, pursuant to subsection 1 of section 57-33.1-02, located in each county must be allocated twenty-five percent to that county and seventy-five percent to the state general fund.
3. All revenue derived from the taxation of transmission lines must be allocated as provided in subsection 2 of section 57-33.1-02.

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 Sixty-first Legislative Assembly of North Dakota and is known on the records of that body as House Bill No. 1163.

House Vote: Yeas 92 Nays 0 Absent 2

Senate Vote: Yeas 46 Nays 0 Absent 1

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2009.

Approved at _____ M. on _____, 2009.

Governor

Filed in this office this _____ day of _____, 2009,
at _____ o'clock _____ M.

Secretary of State