

**SENATE BILL NO. 2053**

Introduced by

Legislative Management

(Judiciary Committee)

1 A BILL for an Act to amend and reenact section 34-05-01.2, subsection 1 of section 38-18.1-03,  
2 and section 54-44.1-18 of the North Dakota Century Code, relating to technical corrections and  
3 improper, inaccurate, redundant, missing, or obsolete references; and to repeal chapter 4-21  
4 and section 11-11.1-05 of the North Dakota Century Code, relating to technical corrections and  
5 improper, inaccurate, redundant, missing, or obsolete references.

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

7 **SECTION 1. AMENDMENT.** Section 34-05-01.2 of the North Dakota Century Code is  
8 amended and reenacted as follows:

9 **34-05-01.2. Labor commissioner to administer department of labor and human rights.**

10 ~~Beginning January 1, 1999, the~~The governor shall appoint a labor commissioner to  
11 administer the department of labor and human rights. The labor commissioner shall serve at the  
12 pleasure of the governor.

13 **SECTION 2. AMENDMENT.** Subsection 1 of section 38-18.1-03 of the North Dakota  
14 Century Code is amended and reenacted as follows:

- 15 1. A mineral interest is deemed to be used when:
- 16 a. There are any minerals produced under that interest.
- 17 b. Operations are being conducted thereon for injection, withdrawal, storage, or  
18 disposal of water, gas, or other fluid substances.
- 19 c. In the case of solid minerals, there is production from a common vein or seam by  
20 the owners of such mineral interest.
- 21 d. The mineral interest on any tract is subject to a lease, mortgage, assignment, or  
22 conveyance of the mineral interest recorded in the office of the recorder in the  
23 county in which the mineral interest is located.

1 e. The mineral interest on any tract is subject to an order or an agreement to pool or  
2 unitize, recorded in the office of the recorder in the county in which the mineral  
3 interest is located.

4 f. ~~Taxes are paid on the mineral interest by the owner or the owner's agent.~~

5 g. A proper statement of claim is recorded as provided by section 38-18.1-04.

6 **SECTION 3. AMENDMENT.** Section 54-44.1-18 of the North Dakota Century Code is  
7 amended and reenacted as follows:

8 **54-44.1-18. Searchable database of expenditures.**

- 9 1. ~~By June 30, 2011, the~~The director of the budget shall develop and make publicly  
10 available an aggregate and searchable budget database website that includes the  
11 following information for the biennium ending ~~June 30, 2009~~:
- 12 a. Each budget unit making expenditures.
  - 13 b. The amount of funds expended.
  - 14 c. The source of the funds expended.
  - 15 d. The budget program of the expenditure.
  - 16 e. Any other information determined relevant by the director of the budget.
- 17 2. The director of the budget shall include the name and city of the recipient of each  
18 expenditure in the budget database website after the director has completed  
19 implementation of a business intelligence component to the state's financial reporting  
20 system.
- 21 3. The director of the budget may not include in the database any information that is  
22 confidential or exempt under state or federal law.
- 23 4. The director of the budget may update the budget database website as new data  
24 becomes available. Each state agency shall provide to the director of the budget any  
25 data required to be included in the budget database website no later than thirty days  
26 after the data becomes available to the agency.
- 27 5. By January first of each even-numbered year, the director of the budget shall add data  
28 for the previous biennium to the budget database website. The director of the budget  
29 shall ensure that all data added to the budget database website remains accessible to  
30 the public for a minimum of ten years.

1           6.    The budget database website may not redirect users to any other government  
2                website, unless the website has information from all budget units and each category of  
3                information required can be searched electronically by field in a single search.

4           7.    The governing body of each political subdivision may submit the annual budget  
5                adopted by the governing body to the director of the budget. The director of the budget  
6                shall include on the office of management and budget website any information  
7                submitted by a participating governing body of a political subdivision. The official who  
8                submits the annual budget to the director of the budget may not submit any  
9                information that is confidential under state or federal law. In lieu of submitting the  
10              annual budget adopted by the governing body to the director, any participating  
11              governing body may provide to the director a publicly accessible internet link on which  
12              the annual budget adopted by the participating governing body is available.

13           **SECTION 4. REPEAL.** Chapter 4-21 and section 11-11.1-05 of the North Dakota Century  
14   Code are repealed.