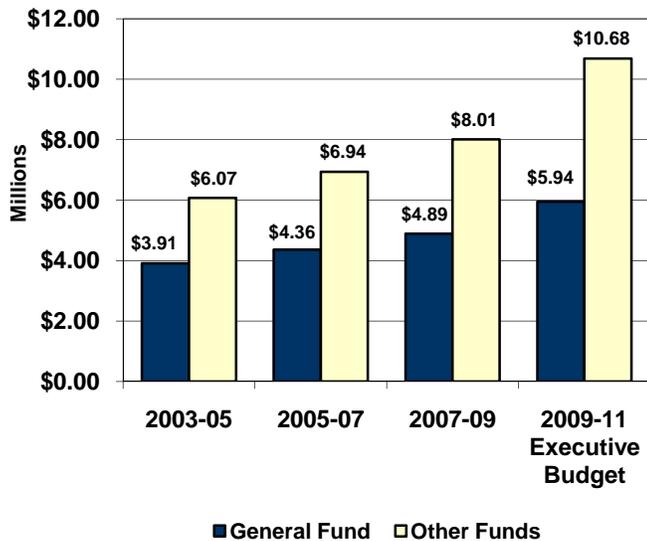


**Department 408 - Public Service Commission  
 House Bill No. 1008**

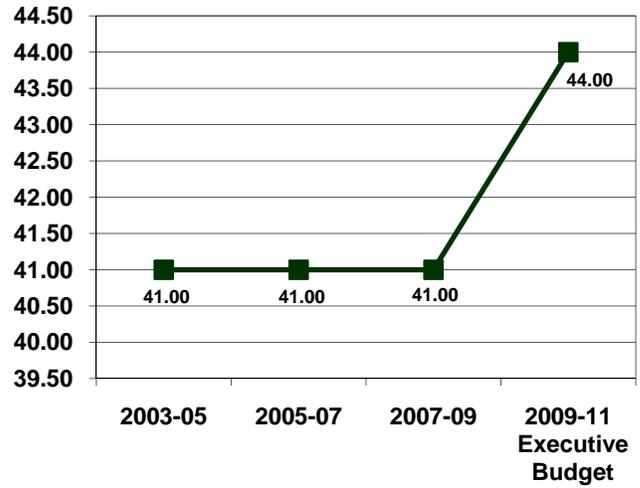
	FTE Positions	General Fund	Other Funds	Total
2009-11 Executive Budget	44.00	\$5,944,758	\$10,684,767	\$16,629,525
2007-09 Legislative Appropriations	41.00	4,890,887	8,012,817	12,903,704 <sup>1</sup>
Increase (Decrease)	3.00	\$1,053,871	\$2,671,950	\$3,725,821

<sup>1</sup>The 2007-09 appropriation amounts include \$26,936, \$17,428 of which is from the general fund, for the agency's share of the \$10 million funding pool appropriated to the Office of Management and Budget for special market equity adjustments for classified employees.

**Agency Funding**



**FTE Positions**



**Ongoing and One-Time General Fund Appropriations**

	Ongoing General Fund Appropriation	One-Time General Fund Appropriation	Total General Fund Appropriation
2009-11 Executive Budget	\$5,944,758	\$0	\$5,944,758
2007-09 Legislative Appropriations	4,801,403	89,484	4,890,887
Increase (Decrease)	\$1,143,355	(\$89,484)	\$1,053,871

**First House Action**

Attached is a summary of first house changes.

**Executive Budget Highlights  
 (With First House Changes in Bold)**

	General Fund	Other Funds	Total
<b>Administration</b>			
1. Removes one-time funding for equipment over \$5,000 provided in the 2007-09 biennium	(\$20,000)		(\$20,000)
2. Removes 2007-09 biennium funding for information technology equipment/software over \$5,000	(\$32,500)		(\$32,500)
3. Increases (decreases) funding for selected expenditures as follows:	\$1,195		\$1,195

	Increase (Decrease)	Total Provided
Supplies - Information technology software	(\$15,200)	\$30,000
Supply/material - Professional	(\$500)	\$7,200
Miscellaneous supplies	(\$1,000)	\$500
Postage	(\$2,000)	\$4,500
Printing	(\$339)	\$10,000

Information technology equipment under \$5,000	(\$2,773)	\$59,355
Other equipment under \$5,000	\$1,000	\$1,281
Office equipment and furniture supplies	(\$3,000)	\$3,319
Insurance	(\$200)	\$9,000
Rentals/leases - Equipment and other	(\$2,000)	\$0
Information technology communications	\$2,086	\$53,686
Information technology contractual services	\$16,321	\$74,900
Professional development	\$10,000	\$50,766
Fees - Professional services	(\$1,200)	\$2,000

4. Provides funding for optional requests as follows: \$88,179 \$88,179

Toll-free customer line	\$3,600
Information technology data processing	\$9,400
Westlaw online access	\$9,600
Information technology software support	\$19,579
Setup costs and fees to process credit card payments	\$46,000

5. Provides funding for equipment over \$5,000 \$10,000 \$10,000

6. Provides funding for information technology equipment/software over \$5,000 \$42,500 \$42,500

7. Increases funding for travel costs to provide a total of \$81,000 \$18,000 \$18,000

8. Provides funding to address salary equity issues, including \$1,981 for the related second-year salary increase. **The House removed this funding.** \$41,609 \$41,609

**Testing, licensing, and certification**

9. Removes one-time funding for equipment over \$5,000 provided in the 2007-09 biennium (\$69,484) (\$69,484)

10. Removes 2007-09 biennium funding for equipment over \$5,000 (\$20,000) (\$20,000)

11. Increases (decreases) funding for selected expenditures as follows: (\$9,846) \$739 (\$9,107)

	Increase (Decrease)	Total Provided
Travel	\$2,113	\$432,962
Repairs	\$9,000	\$11,800
Information technology contractual services	\$800	\$3,200
Operating fees and services	(\$9,000)	\$9,272
Fees - Professional services	(\$12,020)	\$84,128

12. Increases funding for travel costs to provide a total of \$432,962 \$99,705 \$2,465 \$102,170

13. Provides funding to address salary equity issues, including \$1,747 for the related second-year salary increase. **The House removed this funding.** \$36,693 \$36,693

**Public utilities**

14. Decreases funding for information technology communications (\$86) (\$86)

15. Increases funding for travel costs to provide a total of \$28,500 \$4,500 \$4,500

16. Adds 2 FTE positions (1 FTE environmental engineer III position and 1 FTE public utility analyst II position), including \$31,660 of operating expenses as follows: \$397,255 \$397,255

	Increase
Travel	\$6,000
Supplies - Information technology software	10,660
Supply/material - Professional	1,000
Other equipment under \$5,000	10,000
Professional development	4,000
Total	\$31,660

**The House removed the FTE environmental engineer III position, related funding, and \$15,830 of the operating expenses.**

17. Provides funding to address salary equity issues, including \$28,607 \$28,607  
 \$1,362 for the related second-year salary increase. **The House removed this funding.**

**Reclamation programs**

18. Removes 2007-09 biennium funding for equipment over (\$2,100) (\$13,900) (\$16,000)  
 \$5,000

19. Increases (decreases) funding for selected expenditures as follows: \$5,940 \$37,469 \$43,409

	Increase (Decrease)	Total Provided
Supplies - Information technology software	\$1,500	\$12,500
Supply/material - Professional	\$13,500	\$20,500
Building, grounds, and maintenance	(\$11,500)	\$0
Office supplies	\$1,245	\$3,133
Postage	(\$986)	\$3,350
Printing	(\$1,500)	\$2,500
Information technology equipment under \$5,000	\$7,500	\$32,500
Office equipment and furniture supplies	\$900	\$3,000
Rentals/leases - Building/land	\$17,000	\$80,000
Information technology communications	\$3,750	\$7,100
Information technology contractual services	(\$1,000)	\$4,000
Professional development	\$7,000	\$43,500
Fees - Professional services	\$6,000	\$14,000

20. Increases federal funding for abandoned mine land reclamation to provide a total of \$6,500,000 \$2,000,000 \$2,000,000

21. Provides funding for equipment over \$5,000, including a real-time kinematic global positioning system survey unit and a borehole camera \$3,600 \$71,400 \$75,000

22. Increases funding for North Dakota Geological Survey passthrough funds to provide a total of \$10,000 \$2,000 \$2,000

23. Increases funding for travel costs to provide a total of \$210,000 \$9,800 \$60,200 \$70,000

24. Provides funding to address salary equity issues, including \$3,557, of which \$817 is from the general fund, for the related second-year salary increase. **The House removed this funding.** \$17,163 \$57,525 \$74,688

25. Adds 1 FTE environmental engineer III position, including the following salaries and wages and operating expenses: \$33,511 \$87,936 \$121,447

	Increase
Temporary salaries	\$16,500
Overtime	9,281
Repairs	20,000
Total	\$45,781

**Other Sections in Bill**

**Public Service Commissioners' salaries** - Section 3 provides the statutory changes necessary to increase the Public Service Commissioners' salaries as follows:

Annual salary authorized by the 2007 Legislative Assembly:

July 1, 2007	\$78,599
July 1, 2008	\$81,743

Proposed annual salary recommendation in the 2009-11 executive budget:

July 1, 2009	\$85,830
July 1, 2010	\$90,122

The executive recommendation provides funding for elected officials' salary increases equal to 5 percent of salaries effective July 1, 2009, and 5 percent effective July 1, 2010.

**Continuing Appropriations**

**Siting process expense recovery fund** - North Dakota Century Code (NDCC) Section 49-22-22 - Siting process application fees received are deposited in the siting process expense recovery fund to pay expenses incurred in the siting process.

**Credit-sale contract indemnity fund** - NDCC Sections 60-10-02 and 60-02-19.1 - An assessment is placed on the value of all grain sold in this state under a credit-sale contract, which is submitted by the licensee purchasing the grain to the Public Service Commission for reimbursement to any person who sold grain under a credit-sale contract and who was not fully compensated in accordance with the contract and associated administration costs.

**Performance assurance fund** - NDCC Section 49-21-31 - The performance assurance plan is a component of Qwest's performance assurance plan to provide long-distance service. Money received by the Public Service Commission under the performance assurance plan is to be deposited in the performance assurance fund until the balance equals \$100,000. The money in the fund may be used by the Public Service Commission to monitor the operation and effect of the performance assurance plan.

### **Major Related Legislation**

**House Bill No. 1032** - This bill relates to the energy conversion and transmission facility siting definitions.

**House Bill No. 1449** - This bill relates to the decommissioning of wind energy conversion facilities.

**House Bill No. 1509** - This bill relates to requirements for wind easement and wind energy leases.

**Senate Bill No. 2124** - This bill relates to public grain warehouse and facility-based grain buyer credit-sale contract transfers and the definition of facility-based grain buyer.

**Senate Bill No. 2132** - This bill relates to the election of one Public Service Commissioner as chairman of the commission.

**Senate Bill No. 2137** - This bill relates to powers of the Public Service Commission, electric and gas public utility application fees, and provides a continuing appropriation to pay expenses incurred in the processing of cases.

**Senate Bill No. 2140** - This bill relates to the time period for successful revegetation on lands permitted for surface coal mining and reclamation operations and limitations for filing liens on abandoned mine lands that are reclaimed.

**Senate Bill No. 2321** - This bill relates to roving grain buyers.

**Senate Bill No. 2411** - This bill relates to the siting of energy conversion facilities.

**Senate Concurrent Resolution No. 4015** - This resolution relates to a study of the potential cost impact of NDCC Section 49-02-23 on the state's utility ratepayers and to the state's renewable electricity generation potential.

ATTACH:1