

**FIRST ENGROSSMENT  
with Senate Floor Amendments**

Fifty-ninth  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE BILL NO. 1010**

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 insurance  
2 commissioner; to provide for fund transfers; to provide for making payments of insurance  
3 premiums tax collections to fire departments; and to amend and reenact section 26.1-01-09 of  
4 the North Dakota Century Code, relating to the commissioner's salary.

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

6 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this  
7 section represent the base level funding component appropriated to the insurance  
8 commissioner in section 3 of this Act as follows:

9 Salaries and wages	\$4,698,378
10 Operating expenses	1,781,501
11 Capital assets	6,900
12 Pharmaceutical drug access program	100,000
13 Grants	<u>5,304,000</u>
14 Total all funds - Base level	\$11,890,779
15 Less estimated income - Base level	<u>11,790,779</u>
16 Total general fund - Base level	\$100,000

17 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The  
18 amounts identified in this section represent the funding adjustments or enhancements to the  
19 base funding level for the insurance commissioner which are included in the appropriation in  
20 section 3 of this Act as follows:

21 Salaries and wages	\$355,279
22 Operating expenses	381,876
23 Capital assets	(6,900)
24 Pharmaceutical drug access program	(100,000)

1	Grants	<u>1,091,000</u>
2	Total all funds - Adjustments/enhancements	\$1,721,255
3	Less estimated income - Adjustments/enhancements	<u>1,821,255</u>
4	Total general fund - Adjustments/enhancements	(\$100,000)

5           **SECTION 3. 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 insurance commissioner for the purpose of defraying the expenses of that  
9 agency, for the biennium beginning July 1, 2005, and ending June 30, 2007, as follows:

10	Salaries and wages	\$5,053,657
11	Operating expenses	2,163,377
12	Grants	<u>6,395,000</u>
13	Total special funds appropriation	\$13,612,034

14           **SECTION 4. INSURANCE PREMIUMS TAX COLLECTIONS PAYMENTS.** Section 3  
15 of this Act includes the sum of \$6,395,000, or so much of the sum as may be necessary to the  
16 insurance commissioner, of which \$6,200,000 is for the purpose of making payments of  
17 insurance premiums tax collections to fire departments, \$120,000 is for the purpose of making  
18 two equal payments to the North Dakota firefighter's association, and \$75,000 is for the  
19 purpose of providing a grant to the North Dakota association of oil and gas producing counties  
20 for the biennium beginning July 1, 2005, and ending June 30, 2007.

21           **SECTION 5. BONDING FUND.** Section 3 this Act includes the sum of \$35,000, or so  
22 much of the sum as may be necessary, from the state bonding fund to pay bonding fund  
23 administrative expenses for the biennium beginning July 1, 2005, and ending June 30, 2007.

24           **SECTION 6. FIRE AND TORNADO FUND.** Section 3 of this Act includes the sum of  
25 \$988,576, or so much of the sum as may be necessary, from the state fire and tornado fund to  
26 pay fire and tornado fund administrative expenses for the biennium beginning July 1, 2005, and  
27 ending June 30, 2007.

28           **SECTION 7. UNSATISFIED JUDGMENT FUND.** Section 3 of this Act includes the  
29 sum of \$35,000, or so much of the sum as may be necessary, from the state unsatisfied  
30 judgment fund to pay unsatisfied judgment fund administrative expenses for the biennium  
31 beginning July 1, 2005, and ending June 30, 2007.

1           **SECTION 8. PETROLEUM TANK RELEASE COMPENSATION FUND.** Section 3 of  
2 this Act includes the sum of \$120,000, or so much of the sum as may be necessary, from the  
3 petroleum tank release compensation fund to pay petroleum tank release compensation fund  
4 administrative expenses for the biennium beginning July 1, 2005, and ending June 30, 2007.

5           **SECTION 9. ANHYDROUS AMMONIA STORAGE FACILITY INSPECTION FUND.**  
6 Section 3 of this Act includes the sum of \$150,000, or so much of the sum as may be  
7 necessary, from the anhydrous ammonia storage facility inspection fund to pay for anhydrous  
8 ammonia tank inspection costs for the biennium beginning July 1, 2005, and ending June 30,  
9 2007.

10           **SECTION 10. ADDITIONAL CRITICAL METHAMPHETAMINE-USE ZONE.**  
11 Notwithstanding rules adopted by the commissioner identifying a critical methamphetamine-use  
12 zone, the commissioner shall designate the counties of Walsh, Cavalier, and Pembina as a  
13 critical methamphetamine-use zone subject to section 19-20.2-11 and rules adopted pursuant  
14 to that section. Section 3 of this Act includes the sum of \$50,000 from the insurance regulatory  
15 trust fund, or so much of the sum as is necessary, to implement security measures established  
16 by the commissioner, including the purchase and distribution of locking devices, in the counties  
17 of Walsh, Cavalier, and Pembina, for the biennium beginning July 1, 2005, and ending June 30,  
18 2007.

19           **SECTION 11. AMENDMENT.** Section 26.1-01-09 of the North Dakota Century Code is  
20 amended and reenacted as follows:

21           **26.1-01-09. Salary of commissioner.** The annual salary of the commissioner is  
22 ~~sixty four thousand seven hundred forty two dollars through December 31, 2001, sixty six~~  
23 ~~seventy thousand six hundred eighty four~~ fifty-nine dollars through June 30, ~~2002~~ 2006, and  
24 ~~sixty eight~~ seventy-two thousand ~~eighteen~~ eight hundred sixty-one dollars thereafter.