

**FIRST ENGROSSMENT
with Conference Committee Amendments**

ENGROSSED HOUSE BILL NO. 1001

Introduced by

Appropriations Committee

(At the request of the Legislative Council)

1 A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch
2 of state government; to provide for a legislative council review; to provide for transfers; to
3 provide an exception; to amend and reenact subdivision c of subsection 7 of section 54-03-20
4 and subsection 1 of section 54-35-10 of the North Dakota Century Code, relating to legislative
5 leaders' monthly compensation and interim legislative council pay; to provide an effective date;
6 and to declare an emergency.

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

8 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this
9 section represent the base level funding component appropriated to the legislative branch of
10 state government in section 3 of this Act as follows:

11 Subdivision 1.

12 SIXTIETH AND SIXTY-FIRST LEGISLATIVE ASSEMBLIES AND BIENNIUM

13 Salaries and wages	\$6,084,617
14 Operating expenses	3,017,773
15 Capital assets	232,085
16 National conference of state legislatures	<u>177,750</u>
17 Total all funds - Base level	\$9,512,225
18 Less estimated income - Base level	<u>20,000</u>
19 Total general fund - Base level	\$9,492,225

20 Subdivision 2.

21 LEGISLATIVE COUNCIL

22 Salaries and wages	\$5,205,205
23 Operating expenses	2,367,736
24 Capital assets	41,000

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1	Higher education study	<u>175,000</u>
2	Total general fund - Base level	\$7,788,941
3	Total general fund - Section 1	\$17,281,166
4	Total other funds - Section 1	\$20,000
5	Total all funds - Section 1	\$17,301,166

6 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The
7 amounts identified in this section represent the funding adjustments or enhancements to the
8 base funding level for the legislative branch of state government which are included in the
9 appropriation in section 3 of this Act as follows:

10 Subdivision 1.

11 SIXTIETH AND SIXTY-FIRST LEGISLATIVE ASSEMBLIES AND BIENNIUM

12	Salaries and wages	\$770,940
13	Operating expenses	(19,342)
14	Capital assets	(26,085)
15	National conference of state legislatures	28,564
16	Legislative applications replacement	<u>3,910,827</u>
17	Total all funds - Adjustments/enhancements	\$4,664,904
18	Less estimated income - Adjustments/enhancements	<u>(20,000)</u>
19	Total general fund - Adjustments/enhancements	\$4,684,904

20 Subdivision 2.

21 LEGISLATIVE COUNCIL

22	Salaries and wages	\$603,058
23	Operating expenses	270,731
24	Capital assets	16,000
25	Higher education study	<u>(175,000)</u>
26	Total general fund - Adjustments/enhancements	\$714,789
27	Total general fund - Section 2	\$5,349,693
28	Total other funds - Section 2	(\$20,000)
29	Total all funds - Section 3	\$5,379,693

30 **SECTION 3. APPROPRIATION FOR THE LEGISLATIVE BRANCH OF STATE**

31 **GOVERNMENT.** The funds provided in this section, or so much of the funds as may be

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1 necessary, are appropriated out of any moneys in the general fund in the state treasury, not
2 otherwise appropriated, to the legislative branch of state government for the purpose of
3 defraying the expenses of that branch, for the fiscal period beginning with the effective date of
4 this Act and ending June 30, 2009, as follows:

5 Subdivision 1.

6 SIXTIETH AND SIXTY-FIRST LEGISLATIVE ASSEMBLIES AND BIENNIUM

7 Salaries and wages	\$6,855,557
8 Operating expenses	2,998,431
9 Capital assets	206,000
10 National conference of state legislatures	206,314
11 Legislative applications replacements	<u>3,910,827</u>
12 Total general fund appropriation	\$14,177,129

13 Subdivision 2.

14 LEGISLATIVE COUNCIL

15 Salaries and wages	\$5,808,263
16 Operating expenses	2,638,467
17 Capital assets	<u>57,000</u>
18 Total general fund appropriation	\$8,503,730
19 Grand total general fund appropriation H.B. 1001	\$22,680,859

20 **SECTION 4. TRANSFERS.** Notwithstanding section 54-16-04, the director of the office
21 of management and budget and the state treasurer shall make transfers of funds between line
22 items of appropriations for the legislative council as may be requested by the chairman of the
23 council or the chairman's designee upon the finding by the chairman or designee that the
24 nature of studies and duties assigned to the council requires the transfers in properly carrying
25 on the council's functions and duties. The director of the office of management and budget and
26 the state treasurer shall similarly make transfers of funds between the line items for the sixtieth
27 and sixty-first legislative assemblies, upon request by the chairman of the legislative council or
28 the chairman's designee upon the finding by the chairman or designee that the transfers are
29 required for the legislative assembly to carry on its functions and duties.

30 **SECTION 5. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**
31 **SIXTY-FIRST LEGISLATIVE ASSEMBLY.** The total general fund appropriation line item in

1 subdivision 1 of section 3 of this Act includes \$4,260,827 for the one-time funding items
2 identified in this section. This amount is not a part of the agency's base budget to be used in
3 preparing the 2009-11 executive budget. The legislative assembly shall report to the
4 appropriations committees of the sixty-first legislative assembly on the use of this one-time
5 funding for the biennium beginning July 1, 2007, and ending June 30, 2009.

6	Legislative applications replacement system	\$3,910,827
7	computer project	
8	Computer equipment replacement	<u>350,000</u>
9	Total	\$4,260,827

10 **SECTION 6. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**
11 **SIXTY-FIRST LEGISLATIVE ASSEMBLY.** The total general fund appropriation line item in
12 subdivision 2 of section 3 of this Act includes \$129,579 for the one-time funding items identified
13 in this section. This amount is not a part of the agency's base budget to be used in preparing
14 the 2009-11 executive budget. The legislative council shall report to the appropriations
15 committees of the sixty-first legislative assembly on the use of this one-time funding for the
16 biennium beginning July 1, 2007, and ending June 30, 2009.

17	Computer equipment replacement	\$104,579
18	Office equipment replacement	<u>25,000</u>
19	Total	\$129,579

20 **SECTION 7. COMMITTEE ROOM RENOVATION FUNDING - EXPENDITURE**
21 **DETERMINATION.** Any expenditure of funds relating to \$100,000 of the \$200,000 provided for
22 committee room renovations in subdivision 1 of section 3 of this Act must be approved by a
23 majority of the senate members of the legislative management committee. Any expenditures
24 relating to the remaining \$100,000 for committee room renovations must be approved by a
25 majority of the house of representatives members of the legislative management committee for
26 the biennium beginning July 1, 2007, and ending June 30, 2009.

27 **SECTION 8. LEGISLATIVE COUNCIL - REVIEW OF STAFF SERVICES - FUTURE**
28 **STAFFING NEEDS.** The legislative council shall review legislative council staff services during
29 the 2007-08 interim for the purpose of determining future legislative staffing needs. The review
30 must include the appropriateness of the current organizational structure as it relates to future
31 staffing needs and address the potential effect of the information technology applications

1 system and pending retirements on staffing needs, succession planning, and knowledge
2 transfer. Recommendations for staffing and organizational changes must be reflected in the
3 legislative council's 2009-11 budget request.

4 **SECTION 9. AMENDMENT.** Subdivision c of subsection 7 of section 54-03-20 of the
5 North Dakota Century Code is amended and reenacted as follows:

6 c. The majority and minority leaders of the house and senate and the chairman of the
7 legislative council, if the chairman is not a majority or minority leader, are each
8 entitled to receive as compensation, in addition to any other compensation or
9 expense reimbursement provided by law, the sum of two hundred ~~fifty~~ sixty dollars
10 per month during the biennium for their execution of public duties.

11 **SECTION 10. AMENDMENT.** Subdivision c of subsection 7 of section 54-03-20 of the
12 North Dakota Century Code is amended and reenacted as follows:

13 c. The majority and minority leaders of the house and senate and the chairman of the
14 legislative council, if the chairman is not a majority or minority leader, are each
15 entitled to receive as compensation, in addition to any other compensation or
16 expense reimbursement provided by law, the sum of two hundred ~~sixty~~ seventy
17 dollars per month during the biennium for their execution of public duties.

18 **SECTION 11. AMENDMENT.** Subsection 1 of section 54-35-10 of the North Dakota
19 Century Code is amended and reenacted as follows:

20 1. The members of the council and the members of any committee of the council are
21 entitled to be compensated for the time spent in attendance at sessions of the
22 council and of its committees at the rate of one hundred thirty-five dollars per day
23 and must also be paid for expenses incurred in attending said meetings and in the
24 performance of their official duties in the amounts provided by law for other state
25 officers.

26 **SECTION 12. ADDITIONAL LODGING REIMBURSEMENT FOR APRIL 2007 -**
27 **LEGISLATIVE ASSEMBLY.** Notwithstanding the \$900 per calendar month lodging maximum
28 provided in section 54-03-20 for members of the legislative assembly during a legislative
29 session, a member of the sixtieth legislative assembly is entitled to lodging reimbursement as
30 provided in section 44-08-04 for state officers and employees for each calendar day the sixtieth
31 legislative assembly is in session during the month of April 2007.

1 **SECTION 13. EFFECTIVE DATE.** Section 9 of this Act becomes effective on July 1,
2 2007, section 10 of this Act becomes effective on July 1, 2008, and section 11 of this Act
3 becomes effective on July 1, 2009.

4 **SECTION 14. EMERGENCY.** This Act is declared to be an emergency measure.