

Sixtieth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2008

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 public service
2 commission; and to amend and reenact section 49-01-05 of the North Dakota Century Code,
3 relating to the salary of public service commissioners.

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

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

8	Salaries and wages	\$5,122,832
9	Operating expenses	1,408,153
10	Capital assets	88,511
11	Grants	67,000
12	Abandoned mined lands contractual services	3,668,492
13	Rail rate complaint case	<u>945,000</u>
14	Total all funds - Base level	\$11,299,988
15	Less estimated income - Base level	<u>6,937,151</u>
16	Total general fund - Base level	\$4,362,837

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 public service commission which are included in the appropriation in
20 section 3 of this Act as follows:

21	Salaries and wages	\$642,032
22	Operating expenses	220,048
23	Capital assets	49,473
24	Grants	(59,000)

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1	Abandoned mined lands contractual services	831,508
2	Rail rate complaint case	(945,000)
3	Agriculture rail rate and service fund	<u>900,000</u>
4	Total all funds - Adjustments/enhancements	\$1,639,061
5	Less estimated income - Adjustments/enhancements	<u>1,068,231</u>
6	Total general fund - Adjustments/enhancements	\$570,830

7 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the
8 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
9 treasury, not otherwise appropriated, and from special funds derived from federal funds and
10 other income, to the public service commission for the purpose of defraying the expenses of
11 that agency, for the biennium beginning July 1, 2007, and ending June 30, 2009, as follows:

12	Salaries and wages	\$5,764,864
13	Operating expenses	1,628,201
14	Capital assets	137,984
15	Grants	8,000
16	Abandoned mined lands contractual services	4,500,000
17	Agriculture rail rate and service fund	<u>900,000</u>
18	Total all funds	\$12,939,049
19	Less estimated income	<u>8,005,382</u>
20	Total general fund appropriation	\$4,933,667

21 **SECTION 4. EXEMPTION - LIMIT.** The amount of \$800,000 appropriated for the rail
22 rate complaint case from the beginning farmer revolving loan fund, as contained in section 3 of
23 chapter 8 of the 2005 Session Laws, is not subject to the provision of section 54-44.1-11. Any
24 unexpected funds from the rail rate complaint case line item are available for use for
25 expenditures relating to the agriculture rail rate and service fund. The \$800,000 appropriated in
26 section 3 of this Act from the beginning farmer revolving loan fund is limited to the amount of
27 any unspent beginning farmer revolving loan funds from the 2005-07 biennium appropriation,
28 as contained in section 3 of chapter 8 of the 2005 Session Laws.

29 **SECTION 5. AMENDMENT.** Section 49-01-05 of the North Dakota Century Code is
30 amended and reenacted as follows:

1 **49-01-05. Salary of commissioners.** The annual salary of a commissioner is
2 ~~seventy-two~~ seventy-eight thousand ~~six~~ five hundred ~~sixty-nine~~ ninety-nine dollars through
3 June 30, ~~2006~~ 2008, and ~~seventy-five~~ eighty-one thousand ~~five~~ seven hundred ~~seventy-six~~
4 forty-three dollars thereafter. All fees received or charged by any commissioner for any act or
5 service rendered in any official capacity must be accounted for and paid over by the
6 commissioner monthly to the state treasurer and must be credited to the general fund of the
7 state.