

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2063

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 comprehensive
2 tobacco prevention and control executive committee; to provide a statement of legislative
3 intent; to provide for reports to the legislative council; to provide for retroactive application; and
4 to declare an emergency.

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

6 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
7 funds as may be necessary, are appropriated out of any moneys in the tobacco prevention and
8 control trust fund, not otherwise appropriated, to the comprehensive tobacco control advisory
9 committee for the purpose of defraying the expenses of the committee, for the biennium
10 beginning July 1, 2009, and ending June 30, 2011, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
11			
12			
13	Comprehensive tobacco control	\$0	\$12,882,000
14	Total special funds	\$0	\$12,882,000
15	Full-time equivalent positions	0.00	4.0

16 **SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the
17 tobacco prevention and control trust fund, not otherwise appropriated, the sum of \$62,403, or
18 so much of the sum as may be necessary, to the comprehensive tobacco control advisory
19 committee for the purpose of defraying the expenses of the committee, developing,
20 implementing, and administering the comprehensive tobacco control and prevention plan, and
21 contracting with a consultant to facilitate the development of the comprehensive plan, for the
22 period beginning with January 1, 2009, and ending July 1, 2009.

23 **SECTION 3. LEGISLATIVE INTENT - REPORT TO LEGISLATIVE COUNCIL.** Any
24 act of the tobacco prevention and control executive committee or its employees is an act of the

1 state of North Dakota functioning in its sovereign and governmental capacity. As a state entity
2 the committee is subject to accountability requirements including laws relating to state audits,
3 fiscal management, records retention, and procurement. Employees of the committee are part
4 of the state classified system. Before September 1, 2010, the tobacco prevention and control
5 executive committee shall report to the legislative council on implementation of the
6 comprehensive plan and outcomes achieved.

7 **SECTION 4. RETROACTIVE APPLICATION.** Section 2 of this Act is retroactive to
8 January 1, 2009.

9 **SECTION 5. EMERGENCY.** This Act is declared to be an emergency measure.