

SENATE BILL NO. 2008
with House Amendments
SENATE BILL NO. 2008

Sixty-second
 Legislative Assembly
 of North Dakota

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; to amend and reenact section 49-01-05 of the North Dakota Century Code,
 3 relating to the salary of public service commissioners; and to provide for a legislative
 4 management study.

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 funds
 7 as may be necessary, are appropriated out of any moneys in the general fund in the state
 8 treasury, not otherwise appropriated, and from special funds derived from federal funds and
 9 other income, to the public service commission for the purpose of defraying the expenses of
 10 that agency, for the biennium beginning July 1, 2011, and ending June 30, 2013, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>	
11				
12				
13	Salaries and wages	\$6,747,961	\$734,113	\$7,482,074
14	Operating expenses	1,944,946	27,626	1,972,572
15	Capital assets	127,500	(74,500)	53,000
16	Grants	10,000	6,000	16,000
17	Abandoned mined lands contractual	6,500,000	1,500,000	8,000,000
18	Rail rate complaint case	900,000	0	900,000
19	Federal stimulus funds	<u>0</u>	<u>658,217</u>	<u>658,217</u>
20	Total all funds	\$16,230,407	\$2,851,456	\$19,081,863
21	Less estimated income	<u>10,627,242</u>	<u>2,434,406</u>	<u>13,061,648</u>
22	Total general fund	\$5,603,165	\$417,050	\$6,020,215
23	Full-time equivalent positions	43.00	0.00	43.00

1 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

2 **SIXTY-THIRD LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
3 items approved by the sixty-first legislative assembly for the 2009-11 biennium and the 2011-13
4 one-time funding items included in the appropriation in section 1 of this Act:

5 <u>One-Time Funding Description</u>	<u>2009-11</u>	<u>2011-13</u>
6 Federal stimulus funds	<u>\$0</u>	<u>\$658,217</u>
7 Total special funds	<u>\$0</u>	<u>\$658,217</u>

8 The 2011-13 one-time funding amounts are not a part of the entity's base budget for the
9 2013-15 biennium. The public service commission shall report to the appropriations committees
10 of the sixty-third legislative assembly on the use of this one-time funding for the biennium
11 beginning July 1, 2011, and ending June 30, 2013.

12 **SECTION 3. AMENDMENT.** Section 49-01-05 of the North Dakota Century Code is
13 amended and reenacted as follows:

14 **49-01-05. Salary of commissioners.**

15 The annual salary of a commissioner is ~~eighty-five~~ninety-two thousand eight hundred
16 ~~thirty~~twenty-six dollars through June 30, ~~2010~~2012, and ~~ninety~~ninety-five thousand ~~one~~six
17 hundred ~~twenty-two~~eleven dollars thereafter. All fees received or charged by any commissioner
18 for any act or service rendered in any official capacity must be accounted for and paid over by
19 the commissioner monthly to the state treasurer and must be credited to the general fund of the
20 state.

21 **SECTION 4. LEGISLATIVE MANAGEMENT STUDY - PIPELINE SAFETY STUDY.** During
22 the 2011-12 interim, the legislative management shall consider studying gas pipelines in the
23 state focusing on safety concerns of gas utility distribution and transmission. The study must
24 include all pipeline activity and address the jurisdiction of pipelines in the state in consultation
25 with the public service commission, industrial commission, and North Dakota one call. The
26 legislative management shall report its findings and recommendations, together with any
27 legislation required to implement the recommendations, to the sixty-third legislative assembly.