

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED SENATE BILL NO. 2120**

Introduced by

Energy and Natural Resources Committee

(At the request of the Public Service Commission)

1 A BILL for an Act to amend and reenact subsection 1 of section 49-22-22 of the North Dakota
2 Century Code, relating to energy conversion and transmission facility siting application fees.

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

4 **SECTION 1. AMENDMENT.** Subsection 1 of section 49-22-22 of the North Dakota Century
5 Code is amended and reenacted as follows:

6 1. Every applicant under this chapter shall pay to the commission an application fee:

7 a. An applicant for a certificate of site compatibility shall pay an amount equal to five
8 hundred dollars for each one million dollars of investment in the ~~proposed~~ facility
9 ~~as defined in the federal energy regulatory commission uniform system of~~
10 ~~accounts.~~

11 b. An applicant for a certificate of corridor compatibility shall pay an amount equal to
12 five thousand dollars for each one million dollars of investment in the ~~proposed~~
13 ~~facility as defined in the federal energy regulatory commission uniform system of~~
14 ~~accounts.~~

15 c. An applicant for a waiver shall pay the amount which would be required for an
16 application for a certificate of site or corridor compatibility for the proposed facility.
17 If a waiver is not granted for a proposed facility, such application fee paid shall be
18 allowed as a credit against fees payable under this section in connection with an
19 application under this chapter for a certificate or permit for the proposed facility.

20 d. An applicant for a transfer of a certificate or permit shall pay an amount to be
21 determined by the commission to cover anticipated expenses of processing the
22 application.

23 e. An applicant certifying to the commission under subsection 3 of section 49-22-03
24 or obtaining siting authority under subdivision b of subsection 2 or subdivision c

- 1 of subsection 4 of section 49-22-16.3, shall pay an amount to be determined by
2 the commission to cover anticipated expenses of processing the application.
3 f. The application fee under ~~this subsection shall~~subdivision a, b, or c may not be
4 less than ~~five~~ten thousand dollars nor more than one hundred thousand dollars.