

(At the request of the Public Employees Retirement System)

1 A BILL for an Act to amend and reenact subsection 9 of section 52-09-20 of the North Dakota  
2 Century Code, relating to primary insurance benefits under the old-age and survivor insurance  
3 system; and to provide an appropriation.

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

5 **SECTION 1. AMENDMENT.** Subsection 9 of section 52-09-20 of the North Dakota  
6 Century Code is amended and reenacted as follows:

- 7 9. "Primary insurance benefit" means the sum of the following:
- 8 a. (1) Fifty percent of the amount of an individual's average monthly wage if  
9 the average monthly wage does not exceed seventy-five dollars; or
  - 10 (2) If the average monthly wage exceeds seventy-five dollars, thirty-seven  
11 dollars and fifty cents, plus fifteen percent of the amount by which the  
12 average monthly wage exceeds seventy-five dollars and does not  
13 exceed two hundred fifty dollars;
  - 14 b. One percent of the amount computed under subdivision a, multiplied by the  
15 number of years in which two hundred dollars or more of wages were paid to  
16 the individual; and
  - 17 c. (1) Effective August 1, ~~2003~~ 2005, ~~eight~~ nine hundred ~~seventy-nine~~  
18 thirty-three dollars and ~~ninety-six~~ twenty-eight cents; or
  - 19 (2) Effective August 1, ~~2004~~ 2006, nine hundred ~~six~~ fifty-nine dollars and  
20 ~~sixty-two~~ ninety-four cents.

21 **SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the  
22 general fund in the state treasury, not otherwise appropriated, the sum of \$23,000, or so much  
23 of the sum as may be necessary, to the public employees retirement system for the purpose of

Fifty-ninth  
Legislative Assembly

- 1 paying old-age and survivor insurance benefits to remaining beneficiaries, for the biennium
- 2 beginning July 1, 2005, and ending June 30, 2007.