

**SECOND ENGROSSMENT
with Senate Amendments
REENGROSSED HOUSE BILL NO. 1005**

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 state treasurer;
2 to amend and reenact subsection 18 of section 54-11-01 and section 54-11-13 of the North
3 Dakota Century Code, relating to the duties and salary of the state treasurer; to provide
4 legislative intent; and 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 funds
7 as may be necessary, are appropriated out of any moneys in the general fund in the state
8 treasury not otherwise appropriated, to the state treasurer for the purpose of defraying the
9 expenses of that agency, for the biennium beginning July 1, 2013, and ending June 30, 2015,
10 as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
11			
12			
13	Salaries and wages	\$1,054,524	\$374,264
14	Operating expenses	163,066	337,110
15	Coal severance payments	<u>252,800</u>	<u>0</u>
16	Total general fund	\$1,470,390	\$711,374
17	Full-time equivalent positions	7.00	1.00
			8.00

18 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**
19 **SIXTY-FOURTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time
20 funding items approved by the sixty-second legislative assembly for the 2011-13 biennium and
21 the 2013-15 one-time funding items included in the appropriation in section 1 of this Act:

	<u>One-Time Funding Description</u>	<u>2011-13</u>	<u>2013-15</u>
22			
23	IT development costs	\$266,588	\$364,820
24	Transportation funding distributions	25,000,000	0

1	Transportation funding - Special session	<u>23,000,000</u>	<u>0</u>
2	Total general fund	\$48,266,588	\$364,820

3 The 2013-15 one-time funding amounts are not a part of the entity's base budget for the
4 2015-17 biennium. The state treasurer shall report to the appropriations committees of the
5 sixty-fourth legislative assembly on the use of this one-time funding for the biennium beginning
6 July 1, 2013, and ending June 30, 2015.

7 **SECTION 3. AMENDMENT.** Subsection 18 of section 54-11-01 of the North Dakota Century
8 Code is amended and reenacted as follows:

9 18. Shall correct any underpayment, overpayment, or erroneous payment of tax
10 distribution funds, resulting from an error made by the state treasurer in a timely
11 manner. Unless otherwise provided by law, adjustments may be made from the
12 general fund. This authority is limited to one hundred dollars per biennium, unless
13 approved by the emergency commission. An adjustment of an insignificant amount
14 need not be made at the discretion of the state treasurer. The state treasurer shall
15 adopt a written policy identifying what is considered insignificant.

16 **SECTION 4. AMENDMENT.** Section 54-11-13 of the North Dakota Century Code is
17 amended and reenacted as follows:

18 **54-11-13. Salary of state treasurer.**

19 The annual salary of the state treasurer is ~~eighty-five~~ninety-one thousand ~~three~~four hundred
20 ~~thirtysix~~ dollars through June 30, ~~2012~~2014, and ~~eighty-seven~~ninety-five thousand ~~eight~~
21 ~~hundred ninety~~sixty-two dollars thereafter.

22 **SECTION 5. LEGISLATIVE INTENT - STATE TREASURER'S SALARY.** It is the intent of
23 the sixty-third legislative assembly that the salary of the state treasurer be increased to the
24 salary of the next lowest-paid elected official effective July 1, 2017.

25 **SECTION 6. EMERGENCY.** The sum of \$195,223 and one full-time equivalent position
26 included in section 1 of this Act are declared to be an emergency measure.