

**Fifty-sixth Legislative Assembly, State of North Dakota, begun in the
Capitol in the City of Bismarck, on Tuesday, the fifth day of January,
one thousand nine hundred and ninety-nine**

SENATE BILL NO. 2002
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the secretary of state and public printing; to provide for line item transfers for the 1997-99 biennium; to create and enact a new section to chapter 54-09 of the North Dakota Century Code, relating to the secretary of state's general services operating fund; to amend and reenact sections 41-09-42.1 and 54-09-05 of the North Dakota Century Code, relating to fees collected by the secretary of state and the salary of the secretary of state; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from other income, to the secretary of state for the purpose of defraying the expenses of the secretary of state and public printing, for the biennium beginning July 1, 1999, and ending June 30, 2001, as follows:

Subdivision 1.

SECRETARY OF STATE

Salaries and wages	\$1,827,218
Operating expenses	1,673,790
Equipment	60,000
Petition review	12,000
Total all funds	\$3,573,008
Less estimated income	250,000
Total general fund appropriation	\$3,323,008

Subdivision 2.

SECRETARY OF STATE - PUBLIC PRINTING

Operating expenses	\$535,200
Total general fund appropriation	\$535,200
Grand total general fund appropriation S.B. 2002	\$3,858,208
Grand total special funds appropriation S.B. 2002	\$250,000
Grand total all funds appropriation S.B. 2002	\$4,108,208

SECTION 2. LINE ITEM TRANSFERS - 1997-99 BIENNIUM. Notwithstanding section 54-16-04, the director of the office of management and budget and the state treasurer, at the request of the secretary of state, shall transfer \$7,000 from the operating expenses line item contained in subdivision 1 of section 1 of chapter 2 of the 1997 Session Laws to the equipment line item contained in subdivision 1 of section 1 of chapter 2 of the 1997 Session Laws. The authority to make this transfer begins with the effective date of this Act and ends on June 30, 1999.

SECTION 3. AMENDMENT. Section 41-09-42.1 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

41-09-42.1. Fees collected by secretary of state. Any fees collected by the secretary of state pursuant to section 41-09-42, except for fees collected under subsections 8 and 11, must be deposited in the general fund in the state treasury. Fees collected pursuant to subsections 8 and 11 of section 41-09-42 must be deposited in the secretary of state's general services operating fund.

SECTION 4. A new section to chapter 54-09 of the North Dakota Century Code is created and enacted as follows:

Secretary of state's general services operating fund. The secretary of state's general services operating fund is a special fund in the state treasury. Moneys in the fund are to be used pursuant to legislative appropriations for the provision of services under subsections 8 and 11 of section 41-09-42 and subsection 10 of section 54-09-04. At the close of each fiscal year, the secretary of state shall transfer any unobligated balance remaining in the fund exceeding seventy-five thousand dollars to the general fund.

SECTION 5. AMENDMENT. Section 54-09-05 of the 1997 Supplement to the North Dakota Century Code is amended and reenacted as follows:

54-09-05. Salary of secretary of state. The annual salary of the secretary of state is ~~fifty-five thousand four hundred sixty-four~~ fifty-eight thousand four hundred twenty-eight dollars through June 30, ~~1998~~ 2000, ~~fifty-nine thousand four hundred twenty-eight~~ fifty-nine thousand four hundred twenty-eight dollars through December 31, 2000, and ~~fifty-seven thousand one hundred twenty~~ sixty-one thousand one hundred twenty dollars thereafter.

SECTION 6. EMERGENCY. Section 2 of this Act is declared to be an emergency measure.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Fifty-sixth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2002 and that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 48 Nays 0 Absent 1

President of the Senate

Secretary of the Senate

This certifies that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 88 Nays 8 Absent 2

Speaker of the House

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 1999.

Approved at _____ M. on _____, 1999.

Governor

Filed in this office this _____ day of _____, 1999,

at ___ o'clock _____ M.

Secretary of State