

**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.