

**FIRST ENGROSSMENT
with House Amendments**

Fifty-eighth
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2021

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 parks and
2 recreation department and the International Peace Garden; to amend and reenact section
3 55-08-06 of the North Dakota Century Code, relating to park permit fees; to repeal section
4 55-08-14 of the North Dakota Century Code, relating to capital projects and revenue bonds
5 authorization; and to declare an emergency.

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

7 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the
8 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
9 treasury, not otherwise appropriated, and from special funds derived from federal funds and
10 other income, to the parks and recreation department for the purpose of defraying the
11 expenses of the parks and recreation department and the International Peace Garden, for the
12 biennium beginning July 1, 2003, and ending June 30, 2005, as follows:

13 Subdivision 1.

14 PARKS AND RECREATION DEPARTMENT

15	Salaries and wages	\$5,254,566
16	Operating expenses	4,560,675
17	Capital assets	2,517,794
18	Grants	4,336,000
19	Lewis and Clark bicentennial	<u>760,618</u>
20	Total all funds	\$17,429,653
21	Less estimated income	<u>10,727,355</u>
22	Total general fund appropriation	\$6,702,298

23 Subdivision 2.

24 INTERNATIONAL PEACE GARDEN

1	International Peace Garden	<u>\$346,354</u>
2	Total general fund appropriation	\$346,354
3	Grand total general fund appropriation S.B. 2021	\$7,048,652
4	Grand total special funds appropriation S.B. 2021	\$10,727,355
5	Grand total all funds appropriation S.B. 2021	\$17,776,007

6 **SECTION 2. APPROPRIATION.** There is appropriated from special funds derived
7 from federal funds and other income the sum of \$500,000, or so much of the sum as may be
8 necessary, to the parks and recreation department for the purpose of providing grants for the
9 period beginning with the effective date of this Act and ending June 30, 2003.

10 **SECTION 3. AMENDMENT.** Section 55-08-06 of the North Dakota Century Code is
11 amended and reenacted as follows:

12 **55-08-06. Permits for motor vehicles.** Unless authorized by the director, a motor
13 vehicle may not enter or be permitted to enter any state park, state recreational area, or
14 reserve unless the operator of the motor vehicle displays upon request a permit issued as
15 provided in this chapter. Permits must be of a size, form, and character as the director
16 prescribes, and the director shall procure permits for each calendar year which by appropriate
17 language must grant permission to use any state park, state recreational area, or reserve.
18 Permits for each calendar year must be provided and placed on sale on or before November
19 first next preceding and used on or at any time after that date until May first of the year
20 following the calendar year for which issued. Permits in each category must be numbered
21 consecutively for each year of issue. Except for senior citizen discounts, a fee of twenty-five
22 dollars must be charged for each permit issued, except that permits of appropriate special
23 design may be sold individually at a maximum of ~~four~~ five dollars per permit covering the use of
24 state parks, state recreational areas, or reserves under such conditions as the director may
25 prescribe for a designated period of not more than three days. The director may authorize a
26 discount on the sale of annual permits to any resident of North Dakota who is sixty-five years of
27 age or older and who applies for a discount. The fees collected must be deposited in the state
28 park operating fund in the state treasury, unless authorized by the director as follows:

29 1. The director may allow other agencies or organizations that have leased state
30 parks, state recreational areas, reserves, or facilities to retain entrance and special
31 permit fees collected by the lessee.

1 2. The director may exempt all or any part of any state park, state recreational area,
2 or reserve from the requirement of the motor vehicle permit and fee, for any activity
3 or period, when in the director's judgment it is desirable to do so; provided,
4 however, that no further exceptions may be made after state park revenue bonds
5 are issued and while the bonds are outstanding.

6 **SECTION 4. SNOWMOBILE FUND.** The sum of \$902,888, or so much of the sum as
7 may be necessary, included in the estimated income line item in subdivision 1 of section 1 of
8 this Act, is from the snowmobile fund and must be used by the parks and recreation department
9 pursuant to section 39-24-05, for the biennium beginning July 1, 2003, and ending June 30,
10 2005.

11 **SECTION 5. TRAIL TAX TRANSFER FUND.** The sum of \$50,000, or so much of the
12 sum as may be necessary, included in the estimated income line item in subdivision 1 of
13 section 1 of this Act, is from the trail tax transfer fund and must be used by the parks and
14 recreation department pursuant to section 39-29-05, for the biennium beginning July 1, 2003,
15 and ending June 30, 2005.

16 **SECTION 6. STATE PARKS GIFT FUND.** The sum of \$100,456, or so much of the
17 sum as may be necessary, included in the estimated income line item in subdivision 1 of
18 section 1 of this Act, is from the state parks gift fund and must be used by the parks and
19 recreation department pursuant to section 55-08-07.2, for the biennium beginning July 1, 2003,
20 and ending June 30, 2005.

21 **SECTION 7. GAME AND FISH OPERATING FUND.** The sum of \$122,000, or so
22 much of the sum as may be necessary, included in the estimated income line item in
23 subdivision 1 of section 1 of this Act, is from the game and fish operating fund, or federal or
24 other funds available to the game and fish department, and must be transferred to the parks
25 and recreation department for maintenance, operating, and extraordinary repairs expenses
26 relating to boat ramps at various state parks, for the biennium beginning July 1, 2003, and
27 ending June 30, 2005.

28 **SECTION 8. WATER DEVELOPMENT TRUST FUND.** Notwithstanding section
29 54-27-25, the sum of \$575,287, or so much of the sum as may be necessary, included in the
30 estimated income line item in subdivision 1 of section 1 of this Act, is from the water
31 development trust fund and may be spent by the parks and recreation department for the

1 purpose of repaying principal and interest on disaster response loans from the Bank of North
2 Dakota, pursuant to section 54-16-13.

3 **SECTION 9. REPEAL.** Section 55-08-14 of the North Dakota Century Code is
4 repealed.

5 **SECTION 10. EMERGENCY.** The capital assets line item in subdivision 1 of section 1
6 of this Act and sections 2 and 3 of this Act are declared to be an emergency measure.