

Fifty-ninth  
Legislative Assembly  
of North Dakota

**ENGROSSED HOUSE BILL NO. 1018**

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 game and fish  
2 department; to amend and reenact section 20.1-02-16.1 of the North Dakota Century Code,  
3 relating to the game and fish fund; and to declare an emergency.

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

5 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this  
6 section represent the base level funding component appropriated to the game and fish  
7 department in section 3 of this Act as follows:

|    |                                   |                |
|----|-----------------------------------|----------------|
| 8  | Salaries and wages                | \$15,373,582   |
| 9  | Operating expenses                | 9,491,219      |
| 10 | Capital assets                    | 2,259,944      |
| 11 | Grants                            | 3,602,050      |
| 12 | Land habitat and deer depredation | 10,181,415     |
| 13 | Noxious weed control              | 300,000        |
| 14 | Grants, gifts, and donations      | 150,000        |
| 15 | Nongame wildlife conservation     | 120,000        |
| 16 | Lonetree reservoir                | 1,337,553      |
| 17 | Wildlife services                 | <u>550,000</u> |
| 18 | Total special funds - Base level  | \$43,365,763   |

19 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The  
20 amounts identified in this section represent the funding adjustments or enhancements to the  
21 base funding level for the game and fish department which are included in the appropriation in  
22 section 3 of this Act as follows:

|    |                    |             |
|----|--------------------|-------------|
| 23 | Salaries and wages | \$1,431,668 |
| 24 | Operating expenses | 245,216     |

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|   |  |                |
|---|--|----------------|
| 1 | Capital assets                                 | 701,172        |
| 2 | Grants   | 1,812,072      |
| 3 | Land habitat and deer depredation              | 47,683         |
| 4 | Noxious weed control                           | 50,000         |
| 5 | Grants, gifts, and donations                   | 550,000        |
| 6 | Lonetree reservoir                             | 191,480        |
| 7 | Ramp improvements and marina development       | <u>800,000</u> |
| 8 | Total special funds - Adjustments/enhancements | \$5,829,291    |

9           **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the  
10 funds as may be necessary, are appropriated out of any moneys in the game and fish fund in  
11 the state treasury, not otherwise appropriated, and from special funds derived from federal  
12 funds and other income, to the game and fish department for the purpose of defraying the  
13 expenses of that agency, for the biennium beginning July 1, 2005, and ending June 30, 2007,  
14 as follows:

|    |  |                |
|----|--|----------------|
| 15 | Salaries and wages                       | \$16,805,250   |
| 16 | Operating expenses                       | 9,736,435      |
| 17 | Capital assets                           | 2,961,116      |
| 18 | Grants                                   | 5,414,122      |
| 19 | Land habitat and deer depredation        | 10,229,098     |
| 20 | Noxious weed control                     | 350,000        |
| 21 | Grants, gifts, and donations             | 700,000        |
| 22 | Nongame wildlife conservation            | 120,000        |
| 23 | Lonetree reservoir                       | 1,529,033      |
| 24 | Wildlife services                        | 550,000        |
| 25 | Ramp improvements and marina development | <u>800,000</u> |
| 26 | Total special funds appropriation        | \$49,195,054   |

27           **SECTION 4. PRIVATE LAND HABITAT AND ACCESS IMPROVEMENT.** The sum of  
28 \$3,500,000, or so much of the sum as may be necessary, included in the land habitat and deer  
29 depredation line item in section 3 of this Act, is from the private land habitat and access  
30 improvement fund and must be used by the game and fish department for the private land

1 habitat and access improvement program, as provided in section 20.1-02-05, for the biennium  
2 beginning July 1, 2005, and ending June 30, 2007.

3 **SECTION 5. NONGAME WILDLIFE.** The sum of \$35,000, or so much of the sum as  
4 may be necessary, included in the nongame wildlife conservation line item in section 3 of this  
5 Act, is from the nongame wildlife fund and must be used by the game and fish department for  
6 the purposes provided in section 20.1-02-16.2, for the biennium beginning July 1, 2005, and  
7 ending June 30, 2007.

8 **SECTION 6. WILDLIFE SERVICES - AGRICULTURE COMMISSIONER.** The sum of  
9 \$550,000, or so much of the sum as may be necessary, included in the wildlife services line  
10 item in section 3 of this Act, is from the game and fish department operating fund and must be  
11 provided to the agriculture commissioner to pay for services provided by the United States  
12 department of agriculture wildlife services agency to alleviate wildlife depredation and damage  
13 in North Dakota. The director of the game and fish department must approve projects,  
14 contracts, and agreements relating to the expenditure of these moneys.

15 **SECTION 7. LEGISLATIVE INTENT - GRANTS, GIFTS, AND DONATIONS LINE**  
16 **ITEM - UNDERDAHL GIFT.** The grants, gifts, and donations line item in section 3 of this Act  
17 includes up to \$500,000 provided as a gift to the game and fish department from the estate of  
18 Rodney Underdahl. It is the intent of the fifty-ninth legislative assembly to approve the  
19 unrestricted receipt of this gift by the game and fish department.

20 **SECTION 8. AMENDMENT.** Section 20.1-02-16.1 of the North Dakota Century Code  
21 is amended and reenacted as follows:

22 **20.1-02-16.1. Game and fish fund - Use - Required balance - Budget section**  
23 **approval.** All income of the state game and fish department deposited by the director with the  
24 state treasurer must be credited to the state game and fish fund and the fund may be used only  
25 by the department. All money derived from the investment of the fund or portions of the fund  
26 must be credited to the game and fish department private land habitat and access improvement  
27 fund. The department shall spend moneys in the game and fish fund within the limits of  
28 legislative appropriations, only to the extent the balance of the fund is not reduced below ~~ten~~  
29 fifteen million dollars, unless otherwise authorized by the budget section.

30 **SECTION 9. EMERGENCY.** The ramp improvements and marina development line  
31 item contained in section 3 of this Act is declared to be an emergency measure.