

**FIRST ENGROSSMENT  
with Conference Committee Amendments**

**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	4,601,793
17 Capital assets	2,517,794
18 Grants	4,336,000
19 Lewis and Clark bicentennial	<u>760,618</u>
20 Total all funds	\$17,470,771
21 Less estimated income	<u>10,767,112</u>
22 Total general fund appropriation	\$6,703,659

23 Subdivision 2.

24 INTERNATIONAL PEACE GARDEN

1	International Peace Garden	<u>\$352,854</u>
2	Total general fund appropriation	\$352,854
3	Grand total general fund appropriation S.B. 2021	\$7,056,513
4	Grand total special funds appropriation S.B. 2021	\$10,767,112
5	Grand total all funds appropriation S.B. 2021	\$17,823,625

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.