

**Fifty-seventh Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 9, 2001**

SENATE BILL NO. 2122
(Agriculture Committee)
(At the request of the State Board of Higher Education)

AN ACT to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to optional income tax contributions to the trees for North Dakota program trust fund; to amend and reenact sections 4-21.2-01, 4-21.2-02, and 4-21.2-03 of the North Dakota Century Code, relating to changing the centennial trees program to the trees for North Dakota program; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 4-21.2-01 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

4-21.2-01. ~~(Effective through June 30, 2001) Centennial trees~~ Trees for North Dakota program. The ~~centennial trees for North Dakota~~ program is created for the public purpose of ~~fostering the goal of planting one hundred million trees in North Dakota during the decade of the 1990s~~ strengthening the tradition of tree planting and management in this state.

SECTION 2. AMENDMENT. Section 4-21.2-02 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

4-21.2-02. ~~(Effective through June 30, 2001) Centennial trees~~ Trees for North Dakota program trust fund. A special fund known as the ~~centennial trees for North Dakota~~ program trust fund is established in the state treasury. Income earned on moneys in the fund must be credited to the fund. The state forester shall deposit all ~~program~~ funds received for the program from governmental and private sources in the trust fund. ~~Moneys in the fund~~ Program funds may be ~~spent directly or by~~ expended for direct costs or distributed for grants and contracts by the state forester within the limits of legislative appropriations for defraying the costs associated with execution of the ~~centennial trees for North Dakota~~ program.

The state treasurer shall transfer all funds in the centennial trees program trust fund to the trees for North Dakota program trust fund.

SECTION 3. AMENDMENT. Section 4-21.2-03 of the 1999 Supplement to the North Dakota Century Code is amended and reenacted as follows:

4-21.2-03. ~~(Effective through June 30, 2001) Authority for local governments to participate.~~ Any political subdivision of the state may provide financial aid or supportive services to the ~~centennial trees for North Dakota~~ program.

SECTION 4. A new section to chapter 57-38 of the North Dakota Century Code is created and enacted as follows:

Optional contributions to trees for North Dakota program trust fund. An individual may designate on the tax return of that individual a contribution to the trees for North Dakota program trust fund of any amount of one dollar or more to be added to tax liability or deducted from any refund that would otherwise be payable by or to the individual. The tax commissioner shall notify taxpayers of this optional contribution on the individual state income tax returns. The tax commissioner shall transfer the amount of optional contributions under this section to the state treasurer for deposit in the trees for North Dakota program trust fund for use as provided in chapter 4-21.2.

SECTION 5. EMERGENCY. 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-seventh Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2122 and that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 45 Nays 0 Absent 4

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 93 Nays 1 Absent 4

Speaker of the House

Chief Clerk of the House

Received by the Governor at _____ M. on _____, 2001.

Approved at _____ M. on _____, 2001.

Governor

Filed in this office this _____ day of _____, 2001,
at ____ o'clock _____ M.

Secretary of State