

Sixty-first  
Legislative Assembly  
of North Dakota

**SENATE BILL NO.**

Introduced by

Senator Nething

1 A BILL for an Act to amend and reenact section 57-43.2-19 of the North Dakota Century Code,  
2 relating to deposit of special fuels excise taxes paid by railroads in a special fund; to provide an  
3 appropriation; and to provide an effective date.

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

5 **SECTION 1. AMENDMENT.** Section 57-43.2-19 of the North Dakota Century Code is  
6 amended and reenacted as follows:

7 **57-43.2-19. Transfer, deposit, and distribution of funds.** All taxes, license fees,  
8 penalties, and interest collected under this chapter must be transferred to the state treasurer  
9 who shall deposit moneys in a highway tax distribution fund, except all special fuels excise  
10 taxes collected on sales of diesel fuel to a railroad under section 57-43.2-03 must be  
11 transferred to the state treasurer who shall deposit the moneys in the railroad quiet zone fund.  
12 The highway tax distribution fund must be distributed in the manner as prescribed by section  
13 54-27-19.

14 **SECTION 2. APPROPRIATION.** There is appropriated out of any moneys in the  
15 railroad quiet zone fund in the state treasury, not otherwise appropriated, the sum of  
16 \$6,400,000, or so much of the sum as may be necessary, to the department of transportation  
17 for funding of grants to develop railroad quiet zones in this state, for the biennium beginning  
18 July 1, 2009, and ending June 30, 2011.

19 **SECTION 3. EFFECTIVE DATE.** Section 1 of this Act is effective for taxable events  
20 occurring after June 30, 2009.