

AERONAUTICS

CHAPTER 60

HOUSE BILL NO. 1130

(Political Subdivisions Committee)

(At the request of the Office of Management and Budget)

AIRPORT STATE ASSISTANCE

AN ACT to amend and reenact section 2-05-06.5 of the North Dakota Century Code, relating to state assistance for public airports.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. AMENDMENT. Section 2-05-06.5 of the North Dakota Century Code is amended and reenacted as follows:

2-05-06.5. State assistance for airports. Each public airport owned or operated by a public entity and each airport operated by an airport authority in this state which is served by at least one airline which is ~~certificated~~ certified by the ~~civil aeronautics board~~ federal aviation administration or was at one time served by an airline ~~certificated~~ certified by the ~~civil aeronautics board~~ federal aviation administration, but is served by a scheduled commuter airline ~~certificated~~ certified by the North Dakota aeronautics commission is ~~entitled to~~ may be provided assistance as provided in this section according to guidelines established by the commission by rule, within the limits of legislative appropriations. ~~The amount of assistance to each airport enplaning twenty thousand or more passengers shall be in the same proportion that the number of enplaned passengers on United States certificated air carriers from that airport during the last calendar year for which information is available bears to the total number of enplaned passengers on all United States certificated air carriers at all of the airports in North Dakota enplaning twenty thousand or more passengers in that year. An airport eligible for assistance under this section which enplanes less than twenty thousand passengers in any one calendar year shall be paid not less than the sum of twenty-five thousand dollars at each distribution of assistance grants. The North Dakota aeronautics commission shall certify the number of enplaned passengers for each airport based upon information published in the airport activity statistics of United States certificated air carriers prepared jointly by the civil aeronautics board and the United States department of transportation for the most recent calendar year a publication is available. The North Dakota aeronautics commission shall determine the allocation to be made to each eligible airport on or before September first of each year and shall certify the amounts to the state treasurer. The state treasurer shall make payment on or before October first of each year. The governing body or airport authority which operates an airport entitled to that receives assistance under this section shall deposit the moneys received in the same account or accounts as other airport funds are deposited and may expend the moneys as provided by law for other airport funds, including matching any funds made available by the United States. These moneys must be used for airport construction or improvement projects including airport administration and terminal buildings, hangars, landing strips for aircraft, and purchase of sites for airports or landing fields and easements; and for~~

~~maintenance, clearing of sites, marking, lighting, and engineering and navigational aids, all related to aeronautics.~~

Approved March 6, 1995

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