

**SECOND ENGROSSMENT
with House Amendments
REENGROSSED SENATE BILL NO. 2175**

Introduced by

Senators Klein, O'Connell, Wanzek

Representatives Boe, D. Johnson, Pollert

1 A BILL for an Act to amend and reenact sections 4-05.1-20 and 57-43.1-03.1 of the North
2 Dakota Century Code, relating to the agricultural research fund, the creation of the
3 supplemental extension and research fund, and the transfer of revenue from fuel tax refunds;
4 and to provide an effective date.

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

6 **SECTION 1. AMENDMENT.** Section 4-05.1-20 of the North Dakota Century Code is
7 amended and reenacted as follows:

8 **4-05.1-20. Agricultural research fund - Supplemental extension and research fund -**
9 **Continuing appropriation.**

- 10 1. The agricultural research fund is a special fund in the state treasury. The state board
11 of agriculture research and education may receive and accept in the name of the state
12 any funds that are offered or become available from any federal grant or appropriation,
13 private gift, bequest, or donation. Any grants, appropriations, private gifts, bequests, or
14 donations to the fund must be paid to the state treasurer who shall credit that amount
15 to the agricultural research fund. The moneys in the fund must be expended for
16 purposes of agricultural research. Any interest earned by the fund is appropriated to
17 the state board of agricultural research and education. The fund balance may not
18 exceed two million dollars and any excess amount must be transferred to the
19 supplemental extension and research fund.
- 20 2. The supplemental extension and research fund is a special fund in the state treasury.
21 The moneys in the fund may be expended for purposes of extension service functions
22 or research subject to legislative appropriation.

23 **SECTION 2. AMENDMENT.** Section 57-43.1-03.1 of the North Dakota Century Code is
24 amended and reenacted as follows:

1 **57-43.1-03.1. Refund of tax for fuel used for agricultural purposes - Reductions.**

2 Any consumer who buys or uses any motor vehicle fuel for an agricultural purpose on which
3 the motor vehicle fuel tax has been paid may file a claim with the commissioner for a refund
4 under this chapter. ~~The amount of the tax refund under this section must be reduced by seven-~~
5 ~~cents per gallon [3.79 liters] except for those fuels used in aircraft or with respect to refunds-~~
6 ~~claimed by aircraft fuel users. The amount per gallon [3.79 liters] withheld from the refund must-~~
7 ~~be deposited in the agricultural research fund.~~

8 **SECTION 3. EFFECTIVE DATE.** Section 2 of this Act is effective for taxable events
9 occurring after June 30, 2015.