

**SENATE BILL NO. 2019**

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the parks and  
2 recreation department; to amend and reenact section 55-08-07.1 of the North Dakota Century  
3 Code, relating to the state parks and recreation concession revolving fund; to provide for a  
4 report to the legislative assembly; to provide for a transfer; and to provide for an exemption.

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

6 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
7 as may be necessary, are appropriated out of any moneys in the general fund in the state  
8 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
9 other income, to the parks and recreation department for the purpose of defraying the expenses  
10 of the parks and recreation department, for providing funding to the Lewis and Clark interpretive  
11 center, and for providing a grant to the International Peace Garden, for the biennium beginning  
12 July 1, 2019, and ending June 30, 2021, as follows:

13 Subdivision 1.

14 PARKS AND RECREATION DEPARTMENT

	<u>Governor's</u>		
	<u>Base Level</u>	<u>Recommendation</u>	<u>Appropriation</u>
17 Administration	\$2,668,728	\$2,622,937	\$2,668,728
18 Park operations and maintenance	20,570,558	24,097,121	20,570,558
19 Recreation	7,039,554	9,260,358	7,039,554
20 Total all funds	\$30,278,840	\$35,980,416	\$30,278,840
21 Less estimated income	17,389,561	23,360,576	17,389,561
22 Total general fund	\$12,889,279	\$12,619,840	\$12,889,279
23 Full-time equivalent positions	62.50	61.50	62.50

	Adjustments or		
	Base Level	Enhancements	Appropriation
Administration	\$2,668,728	(\$65,123)	\$2,603,605
Park operations and maintenance	20,570,558	3,340,362	23,910,920
Recreation	7,039,554	2,284,745	9,324,299
Total all funds	\$30,278,840	\$5,559,984	\$35,838,824
Less estimated income	17,389,561	5,968,333	23,357,894
Total general fund	\$12,889,279	(\$408,349)	\$12,480,930
Full-time equivalent positions	62.50	(1.00)	61.50

Subdivision 2.

INTERNATIONAL PEACE GARDEN

	<del>Governor's</del>		
	<del>Base Level</del>	<del>Recommendation</del>	<del>Appropriation</del>
International Peace Garden	<del>\$876,329</del>	<del>\$5,876,329</del>	<del>\$876,329</del>
Total all funds	<del>\$876,329</del>	<del>\$5,876,329</del>	<del>\$876,329</del>
Less estimated income	<del>0</del>	<del>5,000,000</del>	<del>0</del>
Total general fund	<del>\$876,329</del>	<del>\$876,329</del>	<del>\$876,329</del>

  

	Adjustments or		
	Base Level	Enhancements	Appropriation
International Peace Garden	\$876,329	\$2,000,000	\$2,876,329
Total all funds	\$876,329	\$2,000,000	\$2,876,329
Less estimated income	0	2,000,000	2,000,000
Total general fund	\$876,329	\$0	\$876,329

Subdivision 3.

LEWIS AND CLARK INTERPRETIVE CENTER

	<del>Governor's</del>		
	<del>Base Level</del>	<del>Recommendation</del>	<del>Appropriation</del>
Lewis and Clark interpretive center	<del>\$1,250,687</del>	<del>\$1,307,417</del>	<del>\$1,250,687</del>
Total all funds	<del>\$1,250,687</del>	<del>\$1,307,417</del>	<del>\$1,250,687</del>
Less estimated income	<del>362,019</del>	<del>334,938</del>	<del>362,019</del>
Total general fund	<del>\$888,668</del>	<del>\$972,479</del>	<del>\$888,668</del>

	Adjustments or		
	Base Level	Enhancements	Appropriation
Lewis and Clark interpretive center	\$1,250,687	\$51,017	\$1,301,704
Total all funds	\$1,250,687	\$51,017	\$1,301,704
Less estimated income	362,019	(28,505)	333,514
Total general fund	\$888,668	\$79,522	\$968,190

Subdivision 4.

BILL TOTAL

	Governor's		
	Base Level	Recommendation	Appropriation
Grand total general fund	\$14,654,276	\$14,468,648	\$14,654,276
Grand total special funds	17,751,580	28,695,514	17,751,580
Grand total all funds	\$32,405,856	\$43,164,162	\$32,405,856

	Adjustments or		
	Base Level	Enhancements	Appropriation
Grand total general fund	\$14,654,276	(\$328,827)	\$14,325,449
Grand total special funds	17,751,580	7,939,828	25,691,408
Grand total all funds	\$32,405,856	\$7,611,001	\$40,016,857

**SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

**SIXTY-SEVENTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding items approved by the sixty-fifth legislative assembly for the 2017-19 biennium: and the 2019-21 biennium one-time funding items included in the appropriations in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2017-19</u>	<u>2019-21</u>
Double ditch historic site repairs grant	\$500,000	\$0
Recreational opportunities on sovereign lands grant	500,000	0
Pipeline protest law enforcement support	200,000	0
Electronic payment processing system loan proceeds	88,000	0
Total all funds	\$1,288,000	\$0
Less estimated income	1,288,000	0
Total general fund	\$0	\$0

One-Time Funding Description	2017-19	2019-21
Double ditch historic site repairs grant	\$500,000	\$0
Recreational opportunities on sovereign lands grant	500,000	0
Pipeline protest law enforcement support	200,000	0
Electronic payment processing system loan proceeds	88,000	0
Extraordinary repairs	0	634,126
Capital projects	0	1,755,000
International Peace Garden capital projects	0	2,000,000
Additional equipment	0	622,000
State park survey	0	150,000
Recreation mapping	0	75,000
Traffic counters	0	75,000
Total all funds	\$1,288,000	\$5,311,126
Less estimated income	1,288,000	5,311,126
Total general fund	\$0	\$0

The 2019-21 biennium one-time funding amounts are not part of the entity's base budget for the 2021-23 biennium. The parks and recreation department shall report to the appropriations committees of the sixty-seventh legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2019, and ending June 30, 2021.

**SECTION 3. GAME AND FISH OPERATING FUND - TRANSFER - BOAT RAMP OPERATION AND MAINTENANCE.** The sum of \$122,000, or so much of the sum as may be necessary, included in the park operations and maintenance line item in subdivision 1 of section 1 of this Act, is from the game and fish operating fund, or federal or other funds available to the game and fish department, and must be transferred to the parks and recreation department for maintenance, operating, and extraordinary repairs expenses relating to boat ramps at state parks for the biennium beginning July 1, 2019, and ending June 30, 2021.

**SECTION 4. ESTIMATED INCOME - DEPARTMENT OF TRANSPORTATION GRANT.** The estimated income line item in subdivision 3 of section 1 of this Act, includes \$100,000 of grant funding from the department of transportation for the purpose of defraying expenses for the Lewis and Clark interpretive center.

1       **SECTION 5. ADDITIONAL INCOME - APPROPRIATION.** In addition to the amounts  
2 appropriated in section 1 of this Act, any additional federal funds or other funds that become  
3 available are appropriated to the parks and recreation department for the biennium beginning  
4 July 1, 2019, and ending June 30, 2021.

5       **SECTION 6. EXEMPTION - INTERNATIONAL PEACE GARDEN - REQUIREMENTS.** Any  
6 funds remaining in the International Peace Garden line item for repair of the peace tower at the  
7 International Peace Garden, in subdivision 2 of section 30 of chapter 15 of the 2013 Session  
8 Laws are not subject to section 54-44.1-11, and any unexpended funds are available for capital  
9 projects during the biennium beginning July 1, 2019, and ending June 30, 2021. Funding  
10 available for use by the International Peace Garden in this section is subject to the International  
11 Peace Garden raising one-to-one matching funds from nonstate of North Dakota sources  
12 consistent with the 2013 North Dakota legislative language. The parks and recreation  
13 department shall review and accept engineering proposals and specifications before committing  
14 additional funds to the project and shall assist with bidding and construction of any work  
15 associated with this section.

16       **SECTION 7. EXEMPTION - PARK ENHANCEMENTS.** Any funds remaining for park  
17 enhancements in subdivision 1 of section 1 of chapter 53 of the 2015 Session Laws are not  
18 subject to section 54-44.1-11, and any unexpended funds are available for park enhancement  
19 projects during the biennium beginning July 1, 2019, and ending June 30, 2021.

20       **SECTION 8. EXEMPTION - SOVEREIGN LANDS.** Any funds remaining for recreation  
21 opportunities on sovereign lands in section 1 of chapter 18 of the 2017 Session Laws are not  
22 subject to section 54-44.1-11, and any unexpended funds are available for recreation  
23 opportunities on sovereign lands during the biennium beginning July 1, 2019, and ending  
24 June 30, 2021.

25       **SECTION 9. REQUIREMENTS - MATCHING FUNDS - INTERNATIONAL PEACE**  
26 **GARDEN CAPITAL PROJECTS.** The International Peace Garden line item in subdivision 2 of  
27 section 1 of this Act includes \$2,000,000 for capital projects. Expenditure of these funds is  
28 subject to one-to-one matching funds being raised from nonstate sources. The parks and  
29 recreation department shall review and accept engineering proposals and specifications before  
30 committing funds to projects and shall assist with bidding and construction of any work  
31 associated with this section.

1       **SECTION 10. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**

2 **FUND.** The estimated income line item in subdivision 1 of section 1 of this Act includes the sum  
3 of \$1,755,000, from the strategic investment and improvements fund and the estimated income  
4 line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the strategic  
5 investment and improvements fund, for parks capital projects and International Peace Garden  
6 capital projects.

7       **SECTION 11. AMENDMENT.** Section 55-08-07.1 of the North Dakota Century Code is  
8 amended and reenacted as follows:

9       **55-08-07.1. State parks and recreation concession revolving fund.**

10       1. The director shall maintain a state parks and recreation concession revolving fund to  
11       be used for the following:

12       ~~1.~~ a. Procurement and maintenance of an inventory of food, nonintoxicating  
13       beverages, and other merchandise and supplies of a suitable nature for the  
14       operation of concession stands, including payment of costs and travel expenses  
15       necessarily incurred to obtain or sell such items.

16       ~~2.~~ b. Repair, replacement, construction, and maintenance of concession buildings,  
17       facilities, and properties contained therein.

18       2. The parks and recreation department may transfer any unobligated funds from the  
19       state parks and recreation concession revolving fund to the state parks operating fund.