

Sixty-sixth  
Legislative Assembly  
of North Dakota

## ENGROSSED 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

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	Appropriation	
15				
16				
17	Administration	\$2,668,728	(\$65,123)	\$2,603,605
18	Park operations and maintenance	20,570,558	3,340,362	23,910,920
19	Recreation	<u>7,039,554</u>	<u>2,284,745</u>	<u>9,324,299</u>
20	Total all funds	\$30,278,840	\$5,559,984	\$35,838,824
21	Less estimated income	<u>17,389,561</u>	<u>5,968,333</u>	<u>23,357,894</u>
22	Total general fund	\$12,889,279	(\$408,349)	\$12,480,930
23	Full-time equivalent positions	62.50	(1.00)	61.50

24 Subdivision 2.

1	INTERNATIONAL PEACE GARDEN			
2			Adjustments or	
3		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
4	International Peace Garden	\$876,329	\$2,000,000	\$2,876,329
5	Total all funds	\$876,329	\$2,000,000	\$2,876,329
6	Less estimated income	0	2,000,000	2,000,000
7	Total general fund	\$876,329	\$0	\$876,329

8 Subdivision 3.

9	LEWIS AND CLARK INTERPRETIVE CENTER			
10			Adjustments or	
11		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
12	Lewis and Clark interpretive center	\$1,250,687	\$51,017	\$1,301,704
13	Total all funds	\$1,250,687	\$51,017	\$1,301,704
14	Less estimated income	362,019	(28,505)	333,514
15	Total general fund	\$888,668	\$79,522	\$968,190

16 Subdivision 4.

17	BILL TOTAL			
18			Adjustments or	
19		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
20	Grand total general fund	\$14,654,276	(\$328,827)	\$14,325,449
21	Grand total special funds	17,751,580	7,939,828	25,691,408
22	Grand total all funds	\$32,405,856	\$7,611,001	\$40,016,857

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

24 **SIXTY-SEVENTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time  
 25 funding items approved by the sixty-fifth legislative assembly for the 2017-19 biennium and the  
 26 2019-21 biennium one-time funding items included in the appropriations in section 1 of this Act:

27	<u>One-Time Funding Description</u>	<u>2017-19</u>	<u>2019-21</u>
28	Double ditch historic site repairs grant	\$500,000	\$0
29	Recreational opportunities on sovereign lands grant	500,000	0
30	Pipeline protest law enforcement support	200,000	0
31	Electronic payment processing system loan proceeds	88,000	0

Sixty-sixth  
Legislative Assembly

1	Extraordinary repairs	0	634,126
2	Capital projects	0	1,755,000
3	International Peace Garden capital projects	0	2,000,000
4	Additional equipment	0	622,000
5	State park survey	0	150,000
6	Recreation mapping	0	75,000
7	Traffic counters	<u>0</u>	<u>75,000</u>
8	Total all funds	\$1,288,000	\$5,311,126
9	Less estimated income	<u>1,288,000</u>	<u>5,311,126</u>
10	Total general fund	\$0	\$0

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

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

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

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

30 **SECTION 6. EXEMPTION - INTERNATIONAL PEACE GARDEN - REQUIREMENTS.** Any  
31 funds remaining in the International Peace Garden line item for repair of the peace tower at the

1 International Peace Garden, in subdivision 2 of section 30 of chapter 15 of the 2013 Session  
2 Laws are not subject to section 54-44.1-11, and any unexpended funds are available for capital  
3 projects during the biennium beginning July 1, 2019, and ending June 30, 2021. Funding  
4 available for use by the International Peace Garden in this section is subject to the International  
5 Peace Garden raising one-to-one matching funds from nonstate of North Dakota sources  
6 consistent with the 2013 North Dakota legislative language. The parks and recreation  
7 department shall review and accept engineering proposals and specifications before committing  
8 additional funds to the project and shall assist with bidding and construction of any work  
9 associated with this section.

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

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

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

26 **SECTION 10. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**  
27 **FUND.** The estimated income line item in subdivision 1 of section 1 of this Act includes the sum  
28 of \$1,755,000, from the strategic investment and improvements fund and the estimated income  
29 line item in subdivision 2 of section 1 of this Act includes \$2,000,000 from the strategic  
30 investment and improvements fund, for parks capital projects and International Peace Garden  
31 capital projects.

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

3       **55-08-07.1. State parks and recreation concession revolving fund.**

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

- 6       4. a. Procurement and maintenance of an inventory of food, nonintoxicating  
7 beverages, and other merchandise and supplies of a suitable nature for the  
8 operation of concession stands, including payment of costs and travel expenses  
9 necessarily incurred to obtain or sell such items.
- 10       2. b. Repair, replacement, construction, and maintenance of concession buildings,  
11 facilities, and properties contained therein.

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