

Sixty-first  
Legislative Assembly  
of North Dakota

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the parks and  
2 recreation department and the International Peace Garden; to provide for a transfer; and to  
3 amend and reenact section 58-08-14.1 of the North Dakota Century Code, relating to  
4 recreational grants.

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  
7 funds 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 and the International Peace Garden, for the biennium  
11 beginning July 1, 2009, and ending June 30, 2011, as follows.

12 Subdivision 1.

13 **PARKS AND RECREATION DEPARTMENT**

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
14 Administration	\$1,949,169	\$292,752	\$2,241,921
15 Natural resources	10,898,861	3,202,777	14,101,638
16 Recreation	8,636,524	(523,415)	8,113,109
17 Deferred maintenance	<u>0</u>	<u>835,400</u>	<u>835,400</u>
18 Total all funds	\$23,484,554	(\$3,807,514	\$25,292,068
19 Less estimated income	<u>13,348,117</u>	<u>(1,480,063)</u>	<u>11,868,054</u>
20 Total general fund appropriation	\$8,136,437	\$5,287,577	\$13,424,014

21 Full-time equivalent positions

22 Subdivision 2.

1	INTERNATIONAL PEACE GARDEN			
2		Adjustments or		
3		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
4	International Peace Garden	\$736,854	\$55,000	\$791,854
5	International music camp	<u>400,000</u>	<u>(400,000)</u>	<u>0</u>
6	contingency			
7	Total all funds	\$1,136,854	(\$345,000)	\$791,854
8	Less estimated income	<u>200,000</u>	<u>(200,000)</u>	<u>0</u>
9	Total general fund appropriation	\$936,854	(\$145,000)	\$791,854

10 Subdivision 3.

11	BILL TOTAL			
12		Adjustments or		
13		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
14	Grand total general fund	\$9,073,291	\$5,142,577	\$14,215,868
15	Grand total special funds	<u>13,548,117</u>	<u>(1,680,063)</u>	11,868,054
16	Grand total all funds	\$22,621,408	\$3,462,514	\$26,083,922
17	Full-time equivalent positions	50.50	2.50	53.00

18 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**  
 19 **SIXTY-SECOND LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time  
 20 funding items approved by the sixtieth legislative assembly for the 2007-09 biennium and the  
 21 2009-11 one-time funding items included in the appropriation in section 1 of this Act:

22	<u>One-time Funding Description</u>	<u>2007-09</u>	<u>2009-11</u>
23	Parks capital projects and deferred maintenance	\$2,295,000	\$2,359,768
24	Online reservation system and equipment replacement	660,000	0
25	International Peace Garden capital projects and	2,433,000	0
26	deferred maintenance		
27	Parks community grant program	0	700,000
28	International Peace Garden equipment	<u>0</u>	<u>55,000</u>
29	Total general fund	\$5,388,000	\$3,114,768

30 The 2009-11 one-time funding amounts are not a part of the entity's base budget for the  
 31 2011-13 biennium. The parks and recreation department shall report to the appropriations

committees of the sixty-second legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2009, and ending June 30, 2011.

**SECTION 3. DEFERRED MAINTENANCE - TRANSFERS.** The parks and recreation department is authorized to transfer from the deferred maintenance line to other lines contained in subdivision 1 of section 1 of this Act, amounts necessary to address extraordinary repair needs. Any amounts transferred must be reported to the director of the office of management and budget.

**SECTION 4. GAME AND FISH OPERATING FUND - TRANSFER.** The sum of \$222,000, or so much of the sum as may be necessary, included in the estimated income 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, 2009, and ending June 30, 2011.

**SECTION 5. EXEMPTION.** Up to \$700,000 of the recreation program line item contained in section 1 of this Act is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation may be expended during the biennium beginning July 1, 2011, and ending June 30, 2013, for the purposes provided in section 55-08-14.1.

**SECTION 6. AMENDMENT.** Section 55-08-14.1 of the North Dakota Century Code is amended and reenacted as follows:

**55-08-14.1. Leadership and facilities grants.** The parks and recreation department shall administer the funds made available to provide for recreational leadership grants and facilities grants in the following manner:

1. ~~One fourth~~ up to twenty-five percent of all moneys made available to the department for the grants must be used for a leadership grant program. ~~This program shall provide enhanced recreational opportunities to state residents, particularly in, with priority given to communities with a population of thirteen thousand or less, regardless of age or state of health. Moneys . Within the availability of legislative appropriations, moneys must be provided to grant recipients over a three-year period on a three-to-one seventy-five percent matching basis basis for the first year of a grant, one-to-one fifty percent matching basis for~~

- 1 the second year of a grant, and ~~one to three~~ twenty-five percent matching basis for  
2 the third year of the grant, after which the program must be fully funded locally.
- 3 2. ~~Three-fourths~~ No less than seventy percent of all moneys made available to the  
4 department for the grants must be used for a facilities grant program. This  
5 program must provide funds, on a fifty percent matching basis, for political  
6 subdivisions to improve, renovate, or construct any type of facility primarily used for  
7 community, park, and recreation purposes.
- 8 3. Up to five percent of all moneys made available to the department biennially for the  
9 recreational and facilities grants program may be used by the department for  
10 administration of leadership and facilities grants and to ensure completion of the  
11 projects funded.