

Sixty-fifth  
Legislative Assembly  
of North Dakota

**HOUSE BILL NO. 1079**

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 for providing a grant to the International Peace Garden; to amend  
3 and reenact section 55-08-07.1 of the North Dakota Century Code, relating to parks and  
4 recreation concession revolving fund; and to provide exemptions.

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, 2017, and ending June 30, 2019, as follows:

13 Subdivision 1.

14 **PARKS AND RECREATION DEPARTMENT**

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
17 Administration	\$3,043,722	(\$369,022)	\$2,674,700
18 Parks operations and maintenance	19,877,931	219,004	20,096,935
19 Recreation	<u>6,407,120</u>	<u>635,818</u>	<u>7,042,938</u>
20 Total all funds	\$29,328,773	\$485,800	\$29,814,573
21 Less estimated income	<u>14,517,835</u>	<u>2,022,868</u>	<u>16,540,703</u>
22 Total general fund	\$14,810,938	(\$1,537,068)	\$13,273,870
23 Full-time equivalent positions	66.00	(1.00)	65.00

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	<u>\$973,699</u>	<u>\$97,370</u>	<u>\$876,329</u>
5	Total general fund	<u>\$973,699</u>	<u>\$97,370</u>	<u>\$876,329</u>
6	Subdivision 3.			

7	LEWIS AND CLARK INTERPRETIVE CENTER			
8			Adjustments or	
9		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
10	Lewis and Clark interpretive center	<u>\$918,279</u>	<u>\$111,040</u>	<u>\$1,029,319</u>
11	Total all funds	<u>\$918,279</u>	<u>\$111,040</u>	<u>\$1,029,319</u>
12	Less estimated income	<u>0</u>	<u>363,194</u>	<u>363,194</u>
13	Total general fund	<u>\$918,279</u>	<u>(\$252,154)</u>	<u>\$666,125</u>
14	Subdivision 4.			

15	BILL TOTAL			
16			Adjustments or	
17		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
18	Grand total general fund	<u>\$31,220,751</u>	<u>\$499,470</u>	<u>\$31,720,221</u>
19	Grand total special funds	<u>14,517,835</u>	<u>2,386,062</u>	<u>16,903,897</u>
20	Grand total all funds	<u>\$16,702,916</u>	<u>(\$1,886,592)</u>	<u>\$14,816,324</u>

**SECTION 2.** The following amounts reflect the one-time funding items approved by the sixty-fourth legislative assembly for the 2015-17 biennium.

23	<u>One-Time Funding Description</u>	<u>2015-17</u>	<u>2017-19</u>
24	Parks enhancements	\$12,751,611	\$0
25	Parks equipment	550,000	0
26	Community grant program	500,000	0
27	International Peace Garden capital project	321,915	0
28	Trail lease renewals	200,000	0
29	Statewide comprehensive outdoor recreation plan	90,000	0
30	Repairs and Lewis and Clark interpretive center	75,000	0
31	50 <sup>th</sup> anniversary	9,000	0

1	Retirement leave payouts	58,000	0
2	International Peace Garden demolition project	<u>200,000</u>	<u>0</u>
3	Total all funds	\$14,755,526	\$0
4	Less estimated income	<u>345,000</u>	<u>0</u>
5	Total general fund	\$14,410,526	\$0

6       **SECTION 3. GAME AND FISH OPERATING FUND - TRANSFER - BOAT RAMP**

7       **OPERATION AND MAINTENANCE.** The sum of \$122,000, or so much of the sum as may be  
8 necessary, included in the park operations and maintenance line item in subdivision 1 of  
9 section 1 of this Act, is from the game and fish operating fund, or federal or other funds  
10 available to the game and fish department, and must be transferred to the parks and recreation  
11 department for maintenance, operating, and extraordinary repairs expenses relating to boat  
12 ramps at state parks for the biennium beginning July 1, 2017, and ending June 30, 2019.

13       **SECTION 4. AMENDMENT.** Section 55-08-07.1 of the North Dakota Century Code is  
14 amended and reenacted as follows:

15       **55-08-07.1. State parks and recreation concession revolving fund.**

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

- 18       ~~1.~~ a. Procurement and maintenance of an inventory of food, nonintoxicating  
19 beverages, and other merchandise and supplies of a suitable nature for the  
20 operation of concession stands, including payment of costs and travel expenses  
21 necessarily incurred to obtain or sell such items.  
22       ~~2.~~ b. Repair, replacement, construction, and maintenance of concession buildings,  
23 facilities, and properties contained therein.

24 ~~The sum of fifty thousand dollars is hereby established in the state parks and recreation~~  
25 ~~concession revolving fund for the purpose provided in this section as a limit on the fund balance~~  
26 ~~after accrued liabilities on June thirtieth of each year.~~

27       2. Any surplus in this fund in excess of fifty thousand dollars on June thirtieth of each  
28 year ~~must~~may be transferred to the state park operating fund.

29       **SECTION 5. EXEMPTION.** Up to \$500,000 of community grants funding from the general  
30 fund included in the recreation line item contained in section 34 of chapter 49 of the 2015  
31 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from

1 this appropriation may be expended during the biennium beginning July 1, 2017, and ending  
2 June 30, 2019, for the purposes provided in section 55-08-14.1.

3 **SECTION 6. EXEMPTION.** Any funds remaining in the international peace garden line for  
4 repair of the peace tower at the International Peace Garden, in subdivision 2 of section 30 of  
5 chapter 15 of the 2013 Session Laws is not subject to section 54-44.1-11 and any unexpended  
6 funds are available for completing the project during the biennium beginning July 1, 2017, and  
7 ending June 30, 2019. Funding available for use by the International Peace Garden in this  
8 section will be subject to the International Peace Garden raising dollar for matching funds from  
9 nonstate of North Dakota sources consistent with the 2013 North Dakota legislative language.  
10 The parks and recreation department shall review and accept engineering proposals and  
11 specifications before committing additional funds to the project and shall assist with bidding and  
12 construction of any work associated with this section.

13 **SECTION 7. NORTHERN PLAINS NATIONAL HERITAGE AREA GRANTS.** The  
14 department may apply for northern plains heritage grants during the biennium beginning July 1,  
15 2017, and ending June 30, 2019.

16 **SECTION 8. EXEMPTION.** Any unexpended funds in the Lewis and Clark interpretive  
17 center in section 34 of chapter 49 of the 2015 Session Laws is not subject to the provisions of  
18 section 54-44.1-11. Any unexpended funds from this appropriation may be expended during the  
19 biennium beginning July 1, 2017, and ending June 30, 2019.

20 **SECTION 9. EXEMPTION.** Any unexpended funds from the outdoor heritage grant is not  
21 subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation  
22 may be expended during the biennium beginning July 1, 2017, and ending June 30, 2019.