

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1019

Page 1, line 2, after "department" insert "; to provide for a transfer; to amend and reenact sections 10 and 12 of Senate Bill No. 2019, as approved by the sixty-seventh legislative assembly, relating to International Peace Garden capital projects; to provide for an exemption; to provide a report; to provide legislative intent; and to declare an emergency"

Page 1, replace lines 12 through 20 with:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|---------------------------------|-------------------|--|----------------------|
| Administration | \$2,604,999 | \$408,440 | \$3,013,439 |
| Park operations and maintenance | 20,914,593 | 17,737,582 | 38,652,175 |
| Recreation | <u>9,023,560</u> | <u>9,101,398</u> | <u>18,124,958</u> |
| Total all funds | \$32,543,152 | \$7,247,420 | \$59,790,572 |
| Less estimated income | <u>20,046,609</u> | <u>17,053,084</u> | <u>37,099,693</u> |
| Total general fund | \$12,496,543 | \$10,194,336 | \$22,690,879 |
| Full-time equivalent positions | 61.50 | 0.00 | 61.50" |

Page 2, replace lines 1 through 4 with:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|----------------------------|-------------------|--|----------------------|
| International Peace Garden | <u>\$876,329</u> | <u>\$3,000,000</u> | <u>\$3,876,329</u> |
| Total all funds | \$876,329 | \$3,000,000 | \$3,876,329 |
| Less estimated income | <u>0</u> | <u>3,000,000</u> | <u>3,000,000</u> |
| Total general fund | \$876,329 | \$0 | \$876,329" |

Page 2, replace lines 6 through 11 with:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|-------------------------------------|--------------------|--|----------------------|
| Lewis and Clark interpretive center | <u>\$1,304,375</u> | <u>\$136,537</u> | <u>\$1,440,912</u> |
| Total all funds | \$1,304,375 | \$136,537 | \$1,440,912 |
| Less estimated income | <u>334,118</u> | <u>253,881</u> | <u>587,999</u> |
| Total general fund | \$970,257 | (\$117,344) | \$852,913" |

Page 2, replace lines 13 through 17 with:

| | <u>Base Level</u> | <u>Adjustments or Enhancements</u> | <u>Appropriation</u> |
|---------------------------|-------------------|--|----------------------|
| Grand total general fund | \$14,343,129 | \$10,076,992 | \$24,420,121 |
| Grand total special funds | <u>20,380,727</u> | <u>20,306,965</u> | <u>40,687,692</u> |
| Grand total all funds | \$34,723,856 | \$30,383,957 | \$65,107,813" |

Page 2, line 18, after "FUNDING" insert "- EFFECT ON BASE BUDGET - REPORT TO THE SIXTY-EIGHTH LEGISLATIVE ASSEMBLY"

Page 2, line 19, after "biennium" insert "and the 2021-23 one-time funding items included in the appropriation in section 1 of this Act"

Page 2, replace line 21 with:

| | | |
|------------------------|-----------|---------------|
| "Extraordinary repairs | \$634,126 | \$17,500,000" |
|------------------------|-----------|---------------|

Page 2, replace line 23 with:

| | | |
|--|-----------|------------|
| "International Peace Garden capital projects | 5,000,000 | 3,000,000" |
|--|-----------|------------|

Page 2, replace lines 27 through 30 with:

| | | |
|---|------------------|-------------------|
| "Traffic counters | 75,000 | 0 |
| Trail lease renewals | 0 | 200,000 |
| Recreational opportunities on sovereign lands grant | 0 | 2,000,000 |
| Political subdivision park grant program | 0 | 5,000,000 |
| Fort Abraham Lincoln viewshed lease | <u>0</u> | <u>50,000</u> |
| Total all funds | \$8,311,126 | \$27,750,000 |
| Less estimated income | <u>8,311,126</u> | <u>17,500,000</u> |
| Total general fund | \$0 | \$10,250,000 |

The 2021-23 biennium one-time funding amounts are not a part of the entity's base budget for the 2023-25 biennium. The parks and recreation department shall report to the appropriation committees of the sixty-eighth legislative assembly on the use of this one-time funding for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 3. ADDITIONAL INCOME - APPROPRIATION- REPORTING. In addition to the amounts appropriated in section 1 of this Act, any additional income from federal or other funds that become available are appropriated to the parks and recreation department for the biennium beginning July 1, 2021, and ending June 30, 2023. the department shall report any additional income under this section to the office of management and budget and the legislative council.

SECTION 4. 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 as requested by the director of 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, 2021, and ending June 30, 2023.

SECTION 5. 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.

SECTION 6. LEGISLATIVE INTENT - DEFERRED MAINTENANCE - GENERAL FUND - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The park operations and maintenance line item in subdivision 1 of section 1 of this Act includes \$17,500,000, of which \$10,000,000 is from the general fund with legislative intent that the source of funds is legacy fund earnings deposited in the general fund on

June 30, 2019, and \$7,500,000 is from the strategic investment and improvements fund for the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 7. POLITICAL SUBDIVISION GRANTS - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The park operations and maintenance line item in subdivision 1 of section 1 of this Act includes \$5,000,000 from the strategic investment and improvements fund for the purpose of providing grants to political subdivisions for the construction or improvement of its parks for the biennium beginning July 1, 2021, and ending June 30, 2023. To be eligible for a grant under this section a political subdivision must provide dollar-for-dollar matching funds. The department shall develop criteria for the application and approval process.

SECTION 8. SOVEREIGN LANDS - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The recreation line item in subdivision 1 of section 1 of this Act includes the sum of \$2,000,000 from the strategic investment and improvements fund for recreational opportunities on sovereign lands during the biennium beginning July 1, 2021, and ending June 30, 2023. The department may enter into agreements with entities for recreational opportunities on sovereign lands.

SECTION 9. INTERNATIONAL PEACE GARDEN - STRATEGIC INVESTMENT AND IMPROVEMENTS FUND. The International Peace Garden line item in subdivision 2 of section 1 of this Act includes the sum of \$3,000,000, from the strategic investment and improvements fund for International Peace Garden capital projects or the repayment of any outstanding loan from the Bank of North Dakota authorized in section 12 of chapter 44 of the 2019 Session Laws, for the period beginning with the effective date of this Act, and ending June 30, 2023. Expenditure of the funds appropriated for this purpose is subject to the province of Manitoba providing funding equal to fifty percent of the total cost of any project paid with the funding referenced in this section.

SECTION 10. AMENDMENT. Section 10 of chapter 44 of the 2019 Session Laws is amended and reenacted as follows:

SECTION 10. REQUIREMENTS - MATCHING FUNDS - INTERNATIONAL PEACE GARDEN CAPITAL PROJECTS. The International Peace Garden line item in subdivision 2 of section 1 of this Act includes \$2,000,000 for capital projects. Expenditure of ~~these~~the funds ~~is appropriated for this purpose is subject to one-to-one matching funds being raised from nonstate sources~~the province of Manitoba providing funding equal to fifty percent of the total cost of any project paid with funding referenced in this section. The parks and recreation department shall review and accept engineering proposals and specifications before committing funds to projects and shall assist with bidding and construction of any work associated with this section. The International Peace Garden shall report quarterly to the parks and recreation department regarding the expenditure of these funds along with the the source of the matching funds. The funds appropriated in this section are not subject to section 54-44.1-11, and may be continued into the biennium beginning July 1, 2021, and ending June 30, 2023, for capital projects.

SECTION 11. REPEAL. Section 12 of chapter 44 of the 2019 Session Laws is repealed.

SECTION 12. EXEMPTION - INTERNATIONAL PEACE GARDEN - REQUIREMENTS. Any funds remaining in the International Peace Garden line item for repair of the peace tower in section 30 of chapter 15 of the 2013 Session Laws are not subject to section 54-44.1-11, and any unexpended funds are available for capital projects during the biennium beginning July 1, 2021, and ending June 30, 2023. Funding available for use by the International Peace Garden in this section is subject to the International Peace Garden raising one-to-one matching funds from nonstate sources of North Dakota sources consistent with the 2013 North Dakota legislative language. The parks and recreation department shall review and accept engineering proposals and specifications before committing additional funds to the project and shall assist with bidding and construction of any work associated with this section.

SECTION 13. EXEMPTION - PARK ENHANCEMENTS. Any funds remaining for park enhancements in subdivision 1 of section 1 of chapter 53 of the 2015 Session Laws are not subject to section 54-44.1-11, and any unexpended funds are available for park enhancement projects during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 14. EXEMPTION - EXTRAORDINARY REPAIRS. Of the funds appropriated in the parks operation and maintenance line item for extraordinary repairs, \$675,000 in subdivision 1 of section 1 of chapter 18 of the 2017 Sessions Laws is not subject to section 54-44.1-11, and any unexpended funds are available for extraordinary repairs during the biennium beginning July 1, 2021, and ending June 30, 2023.

SECTION 15. EMERGENCY. The \$3,000,000 from the strategic investment and improvements fund appropriated for the International Peace Garden in subdivision 2 of section 1 of this Act and sections 9, 10, and 11 of this Act are declared to be an emergency measure."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1019 - Parks and Recreation Department - House Action

| | Base Budget | House Changes | House Version |
|-------------------------------------|--------------------|----------------------|----------------------|
| Administration | \$2,604,999 | \$408,440 | \$3,013,439 |
| Park operations and maintenance | 20,914,593 | 17,737,582 | 38,652,175 |
| Recreation | 9,023,560 | 9,101,398 | 18,124,958 |
| International Peace Garden | 876,329 | 3,000,000 | 3,876,329 |
| Lewis and Clark Interpretive Center | 1,304,375 | 136,537 | 1,440,912 |
| | <hr/> | | <hr/> |
| Total all funds | \$34,723,856 | \$30,383,957 | \$65,107,813 |
| Less estimated income | 20,380,727 | 20,306,965 | 40,687,692 |
| General fund | <hr/> | <hr/> | <hr/> |
| | \$14,343,129 | \$10,076,992 | \$24,420,121 |
| FTE | 61.50 | 0.00 | 61.50 |

Department 750 - Parks and Recreation Department - Detail of House Changes

| | Adjusts Funding for Base Payroll Changes¹ | Adds Funding for Salary and Benefit Increases² | Adds Funding for Data Processing³ | Adjusts Funding for Buildings, Maintenance, and Repairs⁴ | Adjusts Funding for Professional Services⁵ | Adds Funding for Microsoft Office 365 Licensing Expenses⁶ |
|-------------------------------------|---|--|---|--|--|---|
| Administration | \$153,741 | \$37,367 | \$16,604 | (\$45,000) | (\$30,000) | \$26,438 |
| Park operations and maintenance | (923,243) | 202,387 | 376,360 | 295,079 | 286,999 | |
| Recreation | 9,025 | 23,072 | (2,250) | (20,000) | (216,875) | |
| International Peace Garden | | | | | | |
| Lewis and Clark Interpretive Center | (76,534) | 12,317 | 27,200 | | | |
| Total all funds | (\$837,011) | \$275,143 | \$417,914 | \$230,079 | \$40,124 | \$26,438 |
| Less estimated income | 29,176 | 11,255 | 7,664 | 230,079 | 40,124 | 6,687 |
| General fund | (\$866,187) | \$263,888 | \$410,250 | \$0 | \$0 | \$19,751 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

| | Adds Funding for Grants⁷ | Adds Funding for Lewis and Clark Interpretive Center⁸ | Decreases Funding for Bond Payment⁹ | Adds One-Time Funding for Fort Lincoln Viewshed¹⁰ | Adds One-Time Funding for Trail Lease Renewals¹¹ | Adds One-Time Funding for Deferred Maintenance¹² |
|-------------------------------------|--|---|---|---|--|--|
| Administration | | | (\$710) | \$50,000 | \$200,000 | |
| Park operations and maintenance | | | | | | \$17,500,000 |
| Recreation | \$2,308,426 | | | | | |
| International Peace Garden | | | | | | |
| Lewis and Clark Interpretive Center | | \$173,554 | | | | |
| Total all funds | \$2,308,426 | \$173,554 | (\$710) | \$50,000 | \$200,000 | \$17,500,000 |
| Less estimated income | 2,308,426 | 173,554 | 0 | 0 | 0 | 7,500,000 |
| General fund | \$0 | \$0 | (\$710) | \$50,000 | \$200,000 | \$10,000,000 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 | 0.00 |

| | Adds One-Time Funding for Capital Projects¹³ | Adds One-Time Funding for Sovereign Lands¹⁴ | Adds One-Time Funding for Political Subdivision Grant Program¹⁵ | Total House Changes |
|-------------------------------------|--|---|---|----------------------------|
| Administration | | | | \$408,440 |
| Park operations and maintenance | | | | 17,737,582 |
| Recreation | | \$2,000,000 | \$5,000,000 | 9,101,398 |
| International Peace Garden | \$3,000,000 | | | 3,000,000 |
| Lewis and Clark Interpretive Center | | | | 136,537 |
| Total all funds | \$3,000,000 | \$2,000,000 | \$5,000,000 | \$30,383,957 |
| Less estimated income | 3,000,000 | 2,000,000 | 5,000,000 | 20,306,965 |
| General fund | \$0 | \$0 | \$0 | \$10,076,992 |
| FTE | 0.00 | 0.00 | 0.00 | 0.00 |

¹ Funding is adjusted for base payroll changes.

² The following funding is added for 2021-23 biennium salary adjustments of 1.5 percent on July 1, 2021, and July 1, 2022, with a minimum monthly increase of \$100 and a maximum monthly increase of \$250 for both years, and increases in health insurance premiums from \$1,427 to \$1,429 per month:

| | <u>General Fund</u> | <u>Other Funds</u> | <u>Total</u> |
|---------------------------|---------------------|--------------------|--------------|
| Salary increase | \$260,934 | \$10,554 | \$271,488 |
| Health insurance increase | <u>2,954</u> | <u>701</u> | <u>3,655</u> |
| Total | \$263,888 | \$11,255 | \$275,143 |

³ Funding is increased for data processing to provide a total of \$1,295,981.

⁴ Funding for buildings, maintenance, and repairs is adjusted by decreasing funding in the administration line item (\$45,000), recreation line item (\$20,000), and increasing funding in the parks operations and maintenance line item (\$295,079).

⁵ Funding for professional services is adjusted reducing the administration line item (\$30,000), recreation line item (\$216,875), and increasing funding in the parks operations and maintenance line item (\$286,999).

⁶ Funding is increased for Microsoft Office 365 licensing expenses.

⁷ Federal fund authority is increased for the land and water conservation program.

⁸ Funding is increased from other funds for the operation of the Lewis and Clark Interpretive Center.

⁹ Funding is decreased for bond payments.

¹⁰ One-time funding from the general fund is added for lease payments relating to the Fort Abraham Lincoln viewshed.

¹¹ One-time funding from the general fund is added for trail lease renewals in the Little Missouri River area.

¹² One-time funding of \$17.5 million is provided from legacy fund earnings deposited in the general fund (\$10 million) and the strategic investment and improvements fund (\$7.5 million) for deferred maintenance.

¹³ One-time funding of \$3 million is added from the strategic investment and improvements fund for International Peace Garden capital projects. Total expenditures of these funds is subject to one-to-one matching funds from the province of Manitoba. These funds are to be used in place of or to repay the line of credit at the Bank of North Dakota that was authorized for the 2019-21 biennium.

¹⁴ One-time funding from the strategic investment and improvements fund is added for recreational opportunities on sovereign lands.

¹⁵ One-time funding from the strategic investment and improvements fund is added for providing grants to political subdivisions for the construction or improvement of parks. A section is added requiring dollar-for-dollar matching funds and directing the Parks and Recreation Department to develop criteria for the application and approval process.

This amendment also adds sections to:

- Provide an appropriation of any additional federal funds or other funds which become available to the Parks and Recreation Department for the 2021-23 biennium.
- Provide \$122,000 from the game and fish operating fund, or other funds available to the Game and Fish Department for maintenance, operating, and extraordinary repairs expenses relating to boat ramps at state parks for the 2021-23 biennium.
- Identify \$100,000 of funding from the Department of Transportation for the Lewis and Clark Interpretive Center for the 2021-23 biennium.
- Identify \$17.5 million, of which \$10 million is from legacy fund earnings deposited in the general fund and \$7.5 million is from the strategic investment and improvements fund for deferred maintenance during the 2021-23 biennium.
- Identify \$5 million from the strategic investment and improvements fund for grants to political subdivisions for the construction or improvement of parks during the 2021-23 biennium.
- Identify \$2 million from the strategic investment and improvements fund for recreational opportunities on sovereign lands during the 2021-23 biennium.
- Identify \$3 million from the strategic investment and improvements fund for International Peace Garden capital projects or the repayment of any outstanding loans from the Bank of North Dakota authorized in the 2019-21 biennium, during the 2021-23 biennium.
- Amend Section 10 of Senate Bill No. 2019 (2019) to authorize the \$2 million appropriation for International Peace Garden capital projects to be continued into the 2021-23 biennium.
- Repeal Section 12 of Senate Bill No. 2019 (2019) authorizing a Bank of North Dakota loan for International Peace Garden capital projects.

- Allow any funds remaining in the International Peace Garden line item for repair of the Peace Tower in Section 30 of Chapter 15 of the 2013 Session Laws to continue into the 2021-23 biennium. The section also requires the Parks and Recreation Department to review and accept engineering proposals and specifications before committing additional funds to the project.
- Allows any funds remaining for park enhancements from the appropriation in subdivision 1 of Section 1 of Chapter 53 of the 2015 Session Laws to continue and be available for park enhancement projects during the 2021-23 biennium.
- Allow up to \$675,000 of the appropriation for extraordinary repairs in subdivision 1 of Section 1 of Chapter 18 of the 2017 Sessions Laws to be continued and available for extraordinary repairs during the 2021-23 biennium.
- Provide an emergency clause.

