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Fiscal No. 3

Prepared by the Legislative Council
staff for Senate Appropriations -
Education and Environment Division
Committee

April 3, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

**PROPOSED AMENDMENTS TO
FIRST ENGROSSMENT**

ENGROSSED HOUSE BILL NO. 1019

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 create and enact a new section to chapter 55-08 of the North Dakota
3 Century Code, relating to the creation and naming of state parks; to provide for a transfer; and
4 to provide 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 other funds derived from special funds and
9 federal funds, to the parks and recreation department for the purpose of defraying the expenses
10 of the parks and recreation department and for providing a grant to the International Peace
11 Garden, for the biennium beginning July 1, 2025, and ending June 30, 2027, as follows:

12 Subdivision 1.

13 **PARKS AND RECREATION DEPARTMENT**

14		Adjustments or		
15		Base Level	Enhancements	Appropriation
16	Administration	\$2,999,629	(\$219,225)	\$2,780,404
17	Parks operations and maintenance	24,128,685	18,277,665	42,406,350
18	Recreation	11,465,641	8,355,335	19,820,976
19	New and vacant FTE pool	0	507,065	507,065

Sixty-ninth
Legislative Assembly

1	Total all funds	\$38,593,955	\$26,920,840	\$65,514,795
2	Less other funds	24,893,684	26,401,790	51,295,474
3	Total general fund	\$13,700,271	\$519,050	\$14,219,321
4	Full-time equivalent positions	65.00	9.00	74.00

5 Subdivision 2:

INTERNATIONAL PEACE GARDEN

7		Adjustments or		
8		Base Level	Enhancements	Appropriation
9	International Peace Garden	\$1,126,329	\$2,817,500	\$3,943,829
10	Total all funds	\$1,126,329	\$2,817,500	\$3,943,829
11	Less other funds	0	2,817,500	2,817,500
12	Total general fund	\$1,126,329	\$0	\$1,126,329

13 Subdivision 3:

SECTION 1 TOTAL

15		Adjustments or		
16		Base Level	Enhancements	Appropriation
17	Grand total all funds	\$39,720,284	\$29,738,340	\$69,458,624
18	Less grand total other funds	24,893,684	29,219,290	54,112,974
19	Grand total general fund	\$14,826,600	\$519,050	\$15,345,650
20	Administration	\$2,999,629	(\$219,225)	\$2,780,404
21	Parks operations and maintenance	24,128,685	19,088,428	43,217,113
22	Recreation	11,465,641	855,335	12,320,976
23	New and vacant FTE pool	0	679,393	679,393
24	Total all funds	\$38,593,955	\$20,403,931	\$58,997,886
25	Less other funds	24,893,684	19,701,790	44,595,474
26	Total general fund	\$13,700,271	\$702,141	\$14,402,412
27	Full-time equivalent positions	65.00	11.00	76.00

28 Subdivision 2:

INTERNATIONAL PEACE GARDEN

30		Adjustments or		
31		Base Level	Enhancements	Appropriation

Sixty-ninth
Legislative Assembly

1	<u>International Peace Garden</u>	<u>\$1,126,329</u>	<u>\$1,817,500</u>	<u>\$2,943,829</u>
2	<u>Total all funds</u>	<u>\$1,126,329</u>	<u>\$1,817,500</u>	<u>\$2,943,829</u>
3	<u>Less other funds</u>	<u>0</u>	<u>1,817,500</u>	<u>1,817,500</u>
4	<u>Total general fund</u>	<u>\$1,126,329</u>	<u>\$0</u>	<u>\$1,126,329</u>
5	<u>Subdivision 3.</u>			

SECTION 1 TOTAL

7		<u>Adjustments or</u>		
8		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
9	<u>Grand total all funds</u>	<u>\$39,720,284</u>	<u>\$22,221,431</u>	<u>\$61,941,715</u>
10	<u>Less grand total other funds</u>	<u>24,893,684</u>	<u>21,519,290</u>	<u>46,412,974</u>
11	<u>Grand total general fund</u>	<u>\$14,826,600</u>	<u>\$702,141</u>	<u>\$15,528,741</u>

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

SEVENTIETH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items included in the appropriation in section 1 of this Act which are not included in the entity's base budget for the 2027-29 biennium and which the entity shall report to the appropriations committees of the seventieth legislative assembly regarding the use of this funding:

17	<u>One-Time Funding Description</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
18	Equipment	\$250,000	\$250,000	\$500,000
19	Deferred maintenance	0	12,500,000	12,500,000
20	State parks comfort stations	0	924,000	924,000
21	State parks technology enhancements	0	2,500,000	2,500,000
22	<u>Lake Metigoshe state park sewer project</u>	<u>0</u>	<u>800,000</u>	<u>800,000</u>
23	State parks matching grants	0	2,500,000	2,500,000
24	Park grants	0	7,500,000	7,500,000
25	International Peace Garden music camp project	0	1,500,000	1,500,000
26	International Peace Garden sewer project	0	1,000,000	1,000,000
27	<u>International Peace Garden music camp project</u>	<u>0</u>	<u>1,400,000</u>	<u>1,400,000</u>
28	<u>International Peace Garden sewer project study</u>	<u>0</u>	<u>100,000</u>	<u>100,000</u>
29	International Peace Garden conservatory project	0	317,500	317,500
30	Total	\$250,000	\$28,991,500	\$29,241,500
31	<u>Total</u>	<u>\$250,000</u>	<u>\$21,291,500</u>	<u>\$21,541,500</u>

1 **SECTION 3. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST.** The
2 parks and recreation department may not spend funds appropriated in the new and vacant FTE
3 pool line item in section 1 of this Act, but may request the office of management and budget to
4 transfer funds from the new and vacant FTE pool line item to other line items with salaries and
5 wages in accordance with the guidelines and reporting provisions included in House Bill
6 No. 1015, as approved by the sixty-ninth legislative assembly.

7 **SECTION 4. ADDITIONAL INCOME - APPROPRIATION - REPORTING.** In addition to the
8 amounts appropriated in section 1 of this Act, any additional federal or special funds that
9 become available are appropriated to the parks and recreation department, for the biennium
10 beginning July 1, 2025, and ending June 30, 2027. The department shall report any additional
11 income under this section to the office of management and budget and the legislative council.

12 **SECTION 5. TRANSFER - GAME AND FISH DEPARTMENT TO PARKS AND**
13 **RECREATION DEPARTMENT - GAME AND FISH OPERATING FUND - BOAT RAMP**
14 **OPERATION AND MAINTENANCE.** The sum of \$122,000, or so much of the sum as may be
15 necessary, included in the park operations and maintenance line item in subdivision 1 of
16 section 1 of this Act, is from the game and fish operating fund, or federal or other funds
17 available to the game and fish department, which must be transferred to the parks and
18 recreation department for maintenance, operating, and extraordinary repairs expenses relating
19 to boat ramps at state parks, for the biennium beginning July 1, 2025, and ending June 30,
20 2027.

21 **SECTION 6. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS**
22 **FUND - DEFERRED MAINTENANCE - PARK GRANTS.** The other funds line item in section 1
23 of this Act includes ~~\$27,491,500~~\$19,791,500 from the strategic investment and improvements
24 fund, of which:

25 1. \$12,500,000 is for deferred maintenance at state parks, \$924,000 is for comfort
26 stations at state parks, \$2,500,000 is for state parks technology enhancements,
27 \$800,000 is for a Lake Metigoshe state park sewer infrastructure project, \$1,250,000
28 is for state parks matching funds, ~~\$7,500,000 is for park grants, \$1,500,000~~\$1,400,000
29 is for an international music camp complex revitalization project at the International
30 Peace Garden, ~~\$1,000,000~~\$100,000 is for a sewer system upgrade ~~project~~study at the

1 International Peace Garden, and \$317,500 is for a cactus conservatory project at the
2 International Peace Garden.

3 2. The parks and recreation department may use funding appropriated for deferred
4 maintenance at state parks for the purchase of buildings to replace currently owned
5 buildings that are beyond feasible repair. ~~The parks and recreation department may~~
6 ~~award park grants for the construction renovation, or upgrade of outdoor recreational~~
7 ~~facilities for outdoor activities to be used by children and young adults.~~

8 3. The parks and recreation department shall use the \$800,000 identified in this section
9 for the Lake Metigoshe state park sewer infrastructure project to provide a grant to a
10 local sewer district to replace or repair the sewer infrastructure system servicing Lake
11 Metigoshe state park and surrounding areas. Grant funding awarded under this
12 section may not exceed twenty percent of the total project cost to replace or repair the
13 sewer infrastructure system.

14 **SECTION 7. INTERNATIONAL PEACE GARDEN.** The International Peace Garden line
15 item in section 1 of this Act includes ~~\$3,943,829~~\$1,717,500 for projects at the International
16 Peace Garden, which the parks and recreation department may ~~provided~~provide only to the
17 extent the funds are matched by the province of Manitoba at a value equal to the United States
18 dollar exchange rate on July 1, 2025.

19 **SECTION 8.** A new section to chapter 55-08 of the North Dakota Century Code is created
20 and enacted as follows:

21 **Creation and naming of state parks.**

22 Notwithstanding any other provision of law, a state agency or official may not create a new
23 state park or rename an existing state park without prior approval from the legislative assembly.

24 **SECTION 9. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following
25 appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into
26 the biennium beginning July 1, 2025, and ending June 30, 2027:

- 27 1. The sum of \$634,126 appropriated from the parks and recreation fund for
28 extraordinary repairs in subdivision 1 of section 1 of chapter 44 of the 2019 Session
29 Laws, continued into the 2021-23 biennium in section 13 of chapter 19 of the 2021
30 Session Laws, and continued into the 2023-25 biennium in section 9 of chapter 51 of
31 the 2023 Session Laws.

- 1 2. The sum of \$200,000 appropriated from the general fund for trail lease renewals and
2 construction or purchasing trail easements in subdivision 1 of section 1 of chapter 19
3 of the 2021 Session Laws and continued into the 2023-25 biennium in section 9 of
4 chapter 51 of the 2023 Session Laws.
- 5 3. The sum of \$50,000 appropriated from the general fund for the Fort Abraham Lincoln
6 viewshed lease in subdivision 1 of section 1 of chapter 19 of the 2021 Session Laws
7 and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023
8 Session Laws for plantings to improve the viewshed.
- 9 4. The sum of \$10,000,000 appropriated from the federal state fiscal recovery fund for
10 deferred maintenance and capital projects in subsection 9 of section 1 of chapter 550
11 of the 2021 Special Session Session Laws and continued into the 2023-25 biennium in
12 section 9 of chapter 51 of the 2023 Session Laws.
- 13 5. The sum of \$5,000,000 appropriated from the state fiscal recovery fund for the grants
14 to local park districts to renovate and upgrade existing facilities in subsection 5 of
15 section 1 of chapter 550 of the 2021 Special Session Session Laws and continued into
16 the 2023-25 biennium in section 9 of chapter 51 of the 2023 Session Laws.
- 17 6. The sum of \$1,632,800 appropriated from the state fiscal recovery fund and local
18 matching funds for capital project improvements at state parks, subject to the parks
19 and recreation department obtaining matching funds from nonstate sources for each
20 project on a dollar-for-dollar basis in section 7 of chapter 19 of the 2021 Session Laws
21 as amended in section 4 of chapter 548 of the 2021 Special Session Session Laws
22 and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023
23 Session Laws.
- 24 7. The sum of \$7,900,000 appropriated from the state fiscal recovery fund for the
25 deferred maintenance and capital projects in section 6 of chapter 19 of the 2021
26 Session Laws as amended by section 3 of chapter 548 of the 2021 Special Session
27 Session Laws and continued into the 2023-25 biennium in section 9 of chapter 51 of
28 the 2023 Session Laws.
- 29 8. The sum of \$800,000 appropriated from the strategic investment and improvements
30 fund for a pavilion construction project at the International Peace Garden in
31 subdivision 1 of section 1 of chapter 51 of the 2023 Session Laws.

Sixty-ninth
Legislative Assembly

- 1 9. The sum of \$10,000,000 appropriated from the strategic investment and
2 improvements fund for deferred maintenance and capital projects in subdivision 1 of
3 section 1 of chapter 51 of the 2023 Session Laws.
- 4 10. The sum of \$2,400,000 appropriated from the strategic investment and improvements
5 fund for a cabin construction project in subdivision 1 of section 1 of chapter 51 of the
6 2023 Session Laws.
- 7 11. The sum of \$250,000 appropriated from the strategic investment and improvements
8 fund for a Lake Metigoshe reimagined project in subdivision 1 of section 1 of
9 chapter 51 of the 2023 Session Laws.
- 10 12. The sum of \$6,000,000 appropriated from the strategic investment and improvements
11 fund for city, county, and tribal park system grants in subdivision 1 of section 1 of
12 chapter 51 of the 2023 Session Laws.
- 13 13. The sum of \$70,000,000 appropriated from special funds derived from a Bank of North
14 Dakota line of credit for the Theodore Roosevelt presidential library project in
15 subdivision 1 of section 1 of chapter 51 of the 2023 Session Laws, which may be used
16 only for providing reimbursement of construction costs associated with building the
17 Theodore Roosevelt presidential library, including fixtures, furnishings, exhibit
18 structures, supplies, and materials.
- 19 14. The sum of \$6,000,000 appropriated from the strategic investment and improvements
20 fund for a Pembina Gorge campground project in subdivision 1 of section 1 of
21 chapter 51 of the 2023 Session Laws.
- 22 15. The sum of \$3,000,000 appropriated from the strategic investment and improvements
23 fund and ~~local~~-matching funds for state park matching grants subject to the parks and
24 recreation department obtaining matching funds from nonstate sources for each
25 project on a dollar-for-dollar basis in subdivision 1 of section 1 of chapter 51 of the
26 2023 Session Laws.
- 27 16. The sum of \$2,000,000 appropriated from grant funds from the state water
28 commission for sovereign land grants in subdivision 1 of section 1 of chapter 51 of the
29 2023 Session Laws. The department may use up to \$450,000 of this funding for
30 deferred maintenance projects at state parks and for the purchase of equipment. All
31 other remaining funding under this subsection must be used for sovereign land grants.

STATEMENT OF PURPOSE OF AMENDMENT:**House Bill No. 1019 - Parks and Recreation Department - Senate Action**

	Base Budget	House Version	Senate Changes	Senate Version
New and vacant FTE pool		\$507,065	\$172,328	\$679,393
Administration	\$2,999,629	2,780,404		2,780,404
Park operations and maintenance	24,128,685	42,406,350	810,763	43,217,113
Recreation	11,465,641	19,820,976	(7,500,000)	12,320,976
International Peace Garden	1,126,329	3,943,829	(1,000,000)	2,943,829
Total all funds	\$39,720,284	\$69,458,624	(\$7,516,909)	\$61,941,715
Less estimated income	24,893,684	54,112,974	(7,700,000)	46,412,974
General fund	\$14,826,600	\$15,345,650	\$183,091	\$15,528,741
FTE	65.00	74.00	2.00	76.00

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

	Adds FTE Positions ¹	Adjusts Funding for 2025-27 New and Vacant FTE Pool ²	Adds Funding for a Lake Metigoshe State Park Sewer Project ³	Removes Funding for Park Grants ⁴	Adjusts Funding for the International Peace Garden ⁵	Total Senate Changes
New and vacant FTE pool		\$172,328				\$172,328
Administration						
Park operations and maintenance	\$202,239	(191,476)	\$800,000			810,763
Recreation				(\$7,500,000)		(7,500,000)
International Peace Garden					(\$1,000,000)	(1,000,000)
Total all funds	\$202,239	(\$19,148)	\$800,000	(\$7,500,000)	(\$1,000,000)	(\$7,516,909)
Less estimated income	0	0	800,000	(7,500,000)	(1,000,000)	(7,700,000)
General fund	\$202,239	(\$19,148)	\$0	\$0	\$0	\$183,091
FTE	2.00	0.00	0.00	0.00	0.00	2.00

¹ Funding of \$202,239 is added from the general fund for 2 FTE natural resource services II positions, of which \$191,476 is base level funding and \$10,763 is for salaries and health insurance increases, beginning in the second year of the 2025-27 biennium.

² Funding of \$191,476 for new FTE positions is removed and funding of \$172,328 is added for a 2025-27 new and vacant FTE pool line item as follows:

	General Fund	Other Funds	Total
New FTE positions	(\$191,476)	\$0	(\$191,476)
Funding pool line item	172,328	0	172,328
Net savings	(\$19,148)	\$0	(\$19,148)

³ One-time funding of \$800,000 is added from the strategic investment and improvements fund (SIIF) for a Lake Metigoshe State Park sewer infrastructure grant project. Grant funding may not exceed 20 percent of the total project cost to replace or repair the sewer infrastructure system.

⁴ One-time funding of \$7,500,000 added by the House from SIIF for park grants is removed.

⁵ One-time funding for the International Peace Garden is adjusted as follows:

Project	SIIF
Reduces funding for the Music Camp complex revitalization project to provide a total of \$1.4 million	(\$100,000)
Removes funding for a sewer system upgrade project	(1,000,000)
Adds funding for a sewer system upgrade study for engineering and other related costs	<u>100,000</u>
Total	(\$1,000,000)

House Bill No. 1019 - Other Changes - Senate Action

This amendment also:

- Amends a section identifying funding from SIIF to provide a total of \$19,791,500. The House provided \$27,491,500 from SIIF.
- Amends a section identifying funding for projects at the International Peace Garden that require matching funds from the Province of Manitoba.
- Amends a section providing exemptions allowing the department to continue unspent funding from prior bienniums into the 2025-27 biennium.