

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED SENATE BILL NO. 2019**

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; to provide a 2013-15 appropriation; to provide a grant to the
3 International Peace Garden; to provide funding for the Lewis and Clark interpretive center; to
4 provide an exemption; and to declare an emergency.

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, 2015, and ending June 30, 2017, as follows:

13 Subdivision 1.

14 PARKS AND RECREATION DEPARTMENT

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>	
15				
16				
17	Administration	\$2,573,593	\$598,129	\$3,171,722
18	Accrued leave payments	181,577	(181,577)	0
19	Park operations and maintenance	15,045,525	20,128,406	35,173,931
20	Recreation	<u>5,585,875</u>	<u>2,021,544</u>	<u>7,607,419</u>
21	Total all funds	\$23,386,570	\$22,566,502	\$45,953,072
22	Less estimated income	<u>10,505,431</u>	<u>4,357,404</u>	<u>14,862,835</u>
23	Total general fund	\$12,881,139	\$18,209,098	\$31,090,237
24	Full-time equivalent positions	55.00	11.00	66.00

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1 Subdivision 2.

2 INTERNATIONAL PEACE GARDEN

3		Adjustments or		
4		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
5	International Peace Garden	<u>\$973,699</u>	<u>\$535,297</u>	<u>\$1,508,996</u>
6	Total general fund	\$973,699	\$535,297	\$1,508,996

7 Subdivision 3.

8 LEWIS AND CLARK INTERPRETIVE CENTER

9		Adjustments or		
10		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
11	Lewis and Clark interpretive center	<u>\$0</u>	<u>\$1,005,279</u>	<u>\$1,005,279</u>
12	Total general fund	\$0	\$1,005,279	\$1,005,279

13 Subdivision 4.

14 BILL TOTAL

15		Adjustments or		
16		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
17	Grand total general fund	\$13,854,838	\$19,749,674	\$33,604,512
18	Grand total special funds	<u>10,505,431</u>	<u>4,357,404</u>	<u>14,862,835</u>
19	Grand total all funds	\$24,360,269	\$24,107,078	\$48,467,347

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

21 **SIXTY-FIFTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
 22 items approved by the sixty-third legislative assembly for the 2013-15 biennium and the
 23 2015-17 one-time funding items included in the appropriation in section 1 of this Act:

24	<u>One-Time Funding Description</u>	<u>2013-15</u>	<u>2015-17</u>
25	Parks enhancements	\$3,897,800	\$14,750,000
26	Parks equipment	350,000	600,000
27	Lewis and Clark interpretive center grant	1,350,000	0
28	Parks strategic plans	100,000	0
29	Community grant program	500,000	500,000
30	International Peace Garden capital projects	1,250,000	335,297

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1	Trail lease renewals	0	200,000
2	Web application for snowmobile registration	0	310,299
3	Statewide comprehensive outdoor recreation plan	0	90,000
4	Repairs at Lewis and Clark interpretive center	0	75,000
5	50th anniversary	0	25,000
6	Retirement leave payouts	0	100,000
7	International Peace Garden demolition project	<u>0</u>	<u>200,000</u>
8	Total all funds	\$7,447,800	\$17,185,596
9	Less estimated income	<u>1,270,300</u>	<u>345,000</u>
10	Total general fund	\$6,177,500	\$16,840,596

11 The 2015-17 one-time funding amounts are not a part of the entity's base budget for the
12 2017-19 biennium. The parks and recreation department shall report to the appropriations
13 committees of the sixty-fifth legislative assembly on the use of this one-time funding for the
14 biennium beginning July 1, 2015, and ending June 30, 2017.

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, 2015, and ending June 30, 2017.

22 **SECTION 4. DEFERRED MAINTENANCE AND ONE-TIME EQUIPMENT.** The sum of
23 \$535,297 in subdivision 2 of section 1 of this Act is allocated for certain deferred maintenance,
24 one-time equipment purchases, and one-time costs for the peace tower demolition project for
25 the International Peace Garden. The parks and recreation department shall assist with
26 specification review for the deferred maintenance projects, the one-time equipment purchases,
27 and the one-time costs of the peace tower demolition project before releasing the funds to the
28 International Peace Garden.

29 **SECTION 5. LEWIS AND CLARK INTERPRETIVE CENTER.** The sum of \$455,000 from
30 subdivision 3 of section 1 of this Act must be allocated for use at the Lewis and Clark
31 interpretive center. Of this amount \$380,000 may be used only for building and maintenance

1 costs and \$75,000 for one-time exterior building painting and staining costs. The total funds in
2 this section must remain with the parks and recreation department and be released, on a
3 reimbursement basis, based upon expenses agreed to between the Lewis and Clark
4 interpretive center and the parks and recreation department.

5 **SECTION 6. 2013-15 BIENNIUM APPROPRIATION - LEWIS AND CLARK**

6 **INTERPRETIVE CENTER OPERATING COSTS.** There is appropriated out of any moneys in
7 the general fund in the state treasury, not otherwise appropriated, the sum of \$125,000, or so
8 much of the sum as may be necessary, to the parks and recreation department for the purpose
9 of defraying operating costs of the Lewis and Clark interpretive center, for the period beginning
10 with the effective date of this Act, and ending June 30, 2015.

11 **SECTION 7. STATE PARK ENHANCEMENTS.** The park operations and maintenance line
12 item in subdivision 1 of section 1 of this Act includes one-time funding of \$14,750,000 for state
13 park enhancements. Of this amount, \$3,000,000 is for the Lewis and Clark interpretive center,
14 of which \$2,050,000 is for the transfer of the center and certain assets from the Lewis and Clark
15 foundation, and \$950,000 is for operating costs of the Lewis and Clark interpretive center; and
16 \$11,750,000 is for state park enhancements as determined necessary by the director of the
17 parks and recreation department, including consideration for the repair, removal, or replacement
18 of a timber bridge at the Roughrider Bridge trail, for the biennium beginning July 1, 2015, and
19 ending June 30, 2017. The director of the parks and recreation department shall use funding
20 from the \$11,750,000 to match federal funds of up to \$222,000 for the purchase of property
21 adjacent to the north boundary of Fort Abraham Lincoln state park.

22 **SECTION 8. EXEMPTION.** Up to \$500,000 of community grants funding from the general
23 fund included in the recreation line item contained in section 30 of chapter 15 of the 2013
24 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from
25 this appropriation may be expended during the biennium beginning July 1, 2015, and ending
26 June 30, 2017, for the purposes provided in section 55-08-14.1.

27 **SECTION 9. EXEMPTION.** The sum of \$1,250,000 appropriated in the international peace
28 garden line for repair of the peace tower at the International Peace Garden, in subdivision 2 of
29 section 30 of chapter 15 of the 2013 Session Laws is not subject to section 54-44.1-11 and any
30 unexpended funds are available for completing the project during the biennium beginning
31 July 1, 2015, and ending June 30, 2017. Funding available for use by the International Peace

1 Garden in this section will be subject to the International Peace Garden raising dollar for dollar
2 matching funds from nonstate of North Dakota sources consistent with the 2013 North Dakota
3 legislative language. The parks and recreation department shall review and accept engineering
4 proposals and specifications before committing additional funds to the project and shall assist
5 with bidding and construction of any work associated with this section.

6 **SECTION 10. EXEMPTION.** Up to \$200,000 of Pembina gorge area project funding from
7 the general fund included in the natural resources line item contained in section 30 of
8 chapter 15 of the 2013 Session Laws is not subject to the provisions of section 54-44.1-11. Any
9 unexpended funds from this appropriation may be expended during the biennium beginning
10 July 1, 2015, and ending June 30, 2017, for renting property in the Pembina gorge area for the
11 purpose of providing office space for employees or individuals responsible for monitoring or
12 patrolling the trail systems in the area, developing a plan for continued monitoring and patrolling
13 of the trail systems, and to determine the feasibility of establishing an interpretive center.

14 **SECTION 11. EMERGENCY.** Funding of \$14,750,000 from the general fund in the park
15 operations and maintenance line item in subdivision 1 of section 1 of this Act, relating to the
16 enhancements at the state parks, and section 6 of this Act are declared to be an emergency
17 measure.