

April 28, 2025

Sixty-ninth
Legislative Assembly
of North Dakota

PROPOSED AMENDMENTS TO FIRST ENGROSSMENT

ENGROSSED HOUSE BILL NO. 1019

Introduced by

Appropriations Committee

In place of amendment (25.0163.02007) adopted by the Senate, Engrossed House Bill No. 1019 is amended by amendment (25.0163.02010) as follows:

- 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**

| | | Adjustments or | | |
|----|---|------------------------|------------------------|------------------------|
| | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> | |
| 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 |

| | | | | |
|---|--------------------------------|--------------|--------------|--------------|
| 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:~~

6 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:~~

14 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:

29 INTERNATIONAL PEACE GARDEN

| | | | | |
|----|--|----------------|--------------|---------------|
| 30 | | Adjustments or | | |
| 31 | | Base Level | Enhancements | Appropriation |

| | | | | |
|---|----------------------------|-------------|-------------|-------------|
| 1 | International Peace Garden | \$1,126,329 | \$1,967,500 | \$3,093,829 |
| 2 | Total all funds | \$1,126,329 | \$1,967,500 | \$3,093,829 |
| 3 | Less other funds | 0 | 1,967,500 | 1,967,500 |
| 4 | Total general fund | \$1,126,329 | \$0 | \$1,126,329 |

5 Subdivision 3.

6 SECTION 1 TOTAL

| | | | | |
|----|------------------------------|-------------------|---------------------|----------------------|
| 7 | <u>Adjustments or</u> | | | |
| 8 | | <u>Base Level</u> | <u>Enhancements</u> | <u>Appropriation</u> |
| 9 | Grand total all funds | \$39,720,284 | \$22,371,431 | \$62,091,715 |
| 10 | Less grand total other funds | 24,893,684 | 21,669,290 | 46,562,974 |
| 11 | Grand total general fund | \$14,826,600 | \$702,141 | \$15,528,741 |

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

13 **SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
14 items included in the appropriation in section 1 of this Act which are not included in the entity's
15 base budget for the 2027-29 biennium and which the entity shall report to the appropriations
16 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, water, and</u> | | | |
| 29 | <u>irrigation master development plan</u> | <u>0</u> | <u>250,000</u> | <u>250,000</u> |
| 30 | International Peace Garden conservatory project | <u>0</u> | <u>317,500</u> | <u>317,500</u> |

| | | | | |
|---|------------------|----------------------|-------------------------|-------------------------|
| 1 | Total | \$250,000 | \$28,991,500 | \$29,241,500 |
| 2 | Total | \$250,000 | \$21,441,500 | \$21,691,500 |

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

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

14 **SECTION 5. TRANSFER - GAME AND FISH DEPARTMENT TO PARKS AND**
15 **RECREATION DEPARTMENT - GAME AND FISH OPERATING FUND - 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, which must be transferred to the parks and
20 recreation department for maintenance, operating, and extraordinary repairs expenses relating
21 to boat ramps at state parks, for the biennium beginning July 1, 2025, and ending June 30,
22 2027.

23 **SECTION 6. OTHER FUNDS - STRATEGIC INVESTMENT AND IMPROVEMENTS**
24 **FUND--DEFERRED MAINTENANCE--PARK GRANTS.** The other funds line item in section 1
25 of this Act includes ~~\$27,491,500~~\$19,941,500 from the strategic investment and improvements
26 fund, of which:

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

Peace Garden, ~~\$1,000,000~~\$250,000 is for a sewer ~~system upgrade project, water, and~~
irrigation master development plan at the International Peace Garden, and \$317,500
is for a cactus conservatory project at the International Peace Garden.

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

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

SECTION 7. INTERNATIONAL PEACE GARDEN. The International Peace Garden line
item in section 1 of this Act includes ~~\$3,943,829~~\$1,967,500 for projects at the International
Peace Garden, which the parks and recreation department may ~~provided~~provide only to the
extent the funds are matched by the province of Manitoba at a value equal to the United States
dollar exchange rate on July 1, 2025.

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

Creation and naming of state parks.

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

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

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

Session Laws, and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023 Session Laws.

2. The sum of \$200,000 appropriated from the general fund for trail lease renewals and construction or purchasing trail easements in subdivision 1 of section 1 of chapter 19 of the 2021 Session Laws and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023 Session Laws.

3. The sum of \$50,000 appropriated from the general fund for the Fort Abraham Lincoln viewshed lease in subdivision 1 of section 1 of chapter 19 of the 2021 Session Laws and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023 Session Laws for plantings to improve the viewshed.

4. The sum of \$10,000,000 appropriated from the federal state fiscal recovery fund for deferred maintenance and capital projects in subsection 9 of section 1 of chapter 550 of the 2021 Special Session Session Laws and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023 Session Laws.

5. The sum of \$5,000,000 appropriated from the state fiscal recovery fund for the grants to local park districts to renovate and upgrade existing facilities in subsection 5 of section 1 of chapter 550 of the 2021 Special Session Session Laws and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023 Session Laws.

6. The sum of \$1,632,800 appropriated from the state fiscal recovery fund and local matching funds for capital project improvements at state parks, subject to the parks and recreation department obtaining matching funds from nonstate sources for each project on a dollar-for-dollar basis in section 7 of chapter 19 of the 2021 Session Laws as amended in section 4 of chapter 548 of the 2021 Special Session Session Laws and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023 Session Laws.

7. The sum of \$7,900,000 appropriated from the state fiscal recovery fund for the deferred maintenance and capital projects in section 6 of chapter 19 of the 2021 Session Laws as amended by section 3 of chapter 548 of the 2021 Special Session Session Laws and continued into the 2023-25 biennium in section 9 of chapter 51 of the 2023 Session Laws.

- 1 8. The sum of \$800,000 appropriated from the strategic investment and improvements
2 fund for a pavilion construction project at the International Peace Garden in
3 subdivision 1 of section 1 of chapter 51 of the 2023 Session Laws.
- 4 9. The sum of \$10,000,000 appropriated from the strategic investment and
5 improvements fund for deferred maintenance and capital projects in subdivision 1 of
6 section 1 of chapter 51 of the 2023 Session Laws.
- 7 10. The sum of \$2,400,000 appropriated from the strategic investment and improvements
8 fund for a cabin construction project in subdivision 1 of section 1 of chapter 51 of the
9 2023 Session Laws.
- 10 11. The sum of \$250,000 appropriated from the strategic investment and improvements
11 fund for a Lake Metigoshe reimagined project in subdivision 1 of section 1 of
12 chapter 51 of the 2023 Session Laws.
- 13 12. The sum of \$6,000,000 appropriated from the strategic investment and improvements
14 fund for city, county, and tribal park system grants in subdivision 1 of section 1 of
15 chapter 51 of the 2023 Session Laws.
- 16 13. The sum of \$70,000,000 appropriated from special funds derived from a Bank of North
17 Dakota line of credit for the Theodore Roosevelt presidential library project in
18 subdivision 1 of section 1 of chapter 51 of the 2023 Session Laws, which may be used
19 only for providing reimbursement of construction costs associated with building the
20 Theodore Roosevelt presidential library, including fixtures, furnishings, exhibit
21 structures, supplies, and materials.
- 22 14. The sum of \$6,000,000 appropriated from the strategic investment and improvements
23 fund for a Pembina Gorge campground project in subdivision 1 of section 1 of
24 chapter 51 of the 2023 Session Laws.
- 25 15. The sum of \$3,000,000 appropriated from the strategic investment and improvements
26 fund and ~~local~~ matching funds for state park matching grants subject to the parks and
27 recreation department obtaining matching funds from nonstate sources for each
28 project on a dollar-for-dollar basis in subdivision 1 of section 1 of chapter 51 of the
29 2023 Session Laws.
- 30 16. The sum of \$2,000,000 appropriated from grant funds from the state water
31 commission for sovereign land grants in subdivision 1 of section 1 of chapter 51 of the

- 1 2023 Session Laws. The department may use up to \$450,000 of this funding for
- 2 deferred maintenance projects at state parks and for the purchase of equipment. All
- 3 other remaining funding under this subsection must be used for sovereign land grants.