

25.0163.02010
Title.
Fiscal No. 2

Prepared by the Legislative Council
staff for Senator Thomas

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**

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

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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

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1	<u>International Peace Garden</u>	<u>\$1,126,329</u>	<u>\$1,967,500</u>	<u>\$3,093,829</u>
2	<u>Total all funds</u>	<u>\$1,126,329</u>	<u>\$1,967,500</u>	<u>\$3,093,829</u>
3	<u>Less other funds</u>	<u>0</u>	<u>1,967,500</u>	<u>1,967,500</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>\$22,371,431</u>	<u>\$62,091,715</u>
10	<u>Less grand total other funds</u>	<u>24,893,684</u>	<u>21,669,290</u>	<u>46,562,974</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, 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

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

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- 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

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- 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.

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

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
New and vacant FTE pool		\$507,065	\$172,328	\$679,393	\$679,393	
Administration	\$2,999,629	2,780,404		2,780,404	2,780,404	
Park operations and maintenance	24,128,685	42,406,350	810,763	43,217,113	43,217,113	
Recreation	11,465,641	19,820,976	(7,500,000)	12,320,976	12,320,976	
International Peace Garden	1,126,329	3,943,829	(850,000)	3,093,829	2,943,829	\$150,000
Total all funds	\$39,720,284	\$69,458,624	(\$7,366,909)	\$62,091,715	\$61,941,715	\$150,000
Less estimated income	24,893,684	54,112,974	(7,550,000)	46,562,974	46,412,974	150,000
General fund	\$14,826,600	\$15,345,650	\$183,091	\$15,528,741	\$15,528,741	\$0
FTE	65.00	74.00	2.00	76.00	76.00	0.00

Department 750 - Parks and Recreation Department - Detail of Conference Committee 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 Conference Committee 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					(\$850,000)	(850,000)
Total all funds	\$202,239	(\$19,148)	\$800,000	(\$7,500,000)	(\$850,000)	(\$7,366,909)
Less estimated income	0	0	800,000	(7,500,000)	(850,000)	(7,550,000)
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 2nd year of the 2025-27 biennium, the same as provided by the Senate.

² Funding of \$191,476 for new FTE positions is removed and funding of \$172,328 is added for a 2025-27 biennium 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)

The Senate also made these adjustments.

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, the same as provided by the Senate. 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. The Senate also removed this funding.

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

	SIIF
Reduces funding for the music camp complex revitalization project to provide a total of \$1.4 million, the same as provided by the Senate. The House approved \$1.5 million.	(\$100,000)
Removes funding for a sewer system upgrade project. The Senate also removed this funding.	(1,000,000)
Adds funding for a sewer, water, and irrigation master development plan. The House and Senate did not include funding for this item.	<u>250,000</u>
Total	(\$850,000)

House Bill No. 1019 - Other Changes - Conference Committee Action

This amendment also:

- Amends a section identifying funding from SIIF to provide a total of \$19,941,500. The Senate appropriated \$19,791,500 from SIIF. The House appropriated \$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. The Senate also amended this section.
- Amends a section providing exemptions allowing the department to continue unspent funding from prior bienniums into the 2025-27 biennium, the same as provided by the Senate.

The conference committee amendment does not include \$100,000 added by the Senate from SIIF for an International Peace Garden sewer system upgrade study.