

Sixty-fourth
Legislative Assembly
of North Dakota

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

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
17 Administration	\$2,573,593	\$644,805	\$3,218,398
18 Accrued leave payments	181,577	(181,577)	0
19 Park operations & maintenance	15,045,525	28,000,661	43,046,186
20 Recreation	5,585,875	2,021,544	7,607,419
21 Total all funds	\$23,386,570	\$30,485,433	\$53,872,003
22 Less estimated income	10,505,431	4,174,795	14,680,226
23 Total general fund	\$12,881,139	\$26,310,638	\$39,191,777
24 Full-time equivalent positions	55.00	7.00	62.00

Sixty-fourth
Legislative Assembly

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

9 Subdivision 2.

INTERNATIONAL PEACE GARDEN

11		Adjustments or		
12		Base Level	Enhancements	Appropriation
13	International Peace Garden	\$973,699	\$585,297	\$1,558,996
14	Total general fund	\$973,699	\$585,297	\$1,558,996
15	International Peace Garden	\$973,699	\$535,297	\$1,508,996
16	Total general fund	\$973,699	\$535,297	\$1,508,996

17 Subdivision 3.

LEWIS AND CLARK INTERPRETIVE CENTER

19		Adjustments or		
20		Base Level	Enhancements	Appropriation
21	Lewis and Clark interpretive center	\$0	\$580,000	\$580,000
22	Total general fund	\$0	\$580,000	\$580,000
23	Lewis and Clark interpretive center	\$0	\$1,005,279	\$1,005,279
24	Total general fund	\$0	\$1,005,279	\$1,005,279

25 Subdivision 4.

BILL TOTAL

27		Adjustments or		
28		Base Level	Enhancements	Appropriation
29	Grand total general fund	\$13,854,838	\$27,475,935	\$41,330,773
30	Grand total special funds	10,505,431	4,174,795	14,680,226
31	Grand total all funds	\$24,360,269	\$31,650,730	\$56,010,999

1	<u>Grand total general fund</u>	<u>\$13,854,838</u>	<u>\$19,749,674</u>	<u>\$33,604,512</u>
2	<u>Grand total special funds</u>	<u>10,505,431</u>	<u>4,357,404</u>	<u>14,862,835</u>
3	<u>Grand total all funds</u>	<u>\$24,360,269</u>	<u>\$24,107,078</u>	<u>\$48,467,347</u>

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

5 **SIXTY-FIFTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
6 items approved by the sixty-third legislative assembly for the 2013-15 biennium and the
7 2015-17 one-time funding items included in the appropriation in section 1 of this Act:

8	<u>One-Time Funding Description</u>	<u>2013-15</u>	<u>2015-17</u>
9	Parks capital projects	\$3,897,800	\$22,400,000
10	<u>Parks enhancements</u>	<u>\$3,897,800</u>	<u>\$14,750,000</u>
11	Parks equipment	350,000	600,000
12	Lewis and Clark interpretive center grant	1,350,000	0
13	Parks strategic plans	100,000	0
14	Community grant program	500,000	0
15	<u>Community grant program</u>	<u>500,000</u>	<u>500,000</u>
16	International Peace Garden capital projects	1,250,000	335,297
17	Trail lease renewals	0	200,000
18	Web application for snowmobile registration	0	310,299
19	Statewide comprehensive outdoor recreation plan	0	90,000
20	Repairs at Lewis and Clark interpretive center	0	75,000
21	50th anniversary	0	25,000
22	Retirement leave payouts	0	100,000
23	Lewis and Clark interpretive center expansion project	0	125,000
24	International Peace Garden demolition project	0	250,000
25	Community grant program	0	500,000
26	Total all funds	\$7,447,800	\$25,010,596
27	Less estimated income	1,270,300	345,000
28	Total general fund	\$6,177,500	\$24,665,596
29	<u>International Peace Garden demolition project</u>	<u>0</u>	<u>200,000</u>
30	<u>Total all funds</u>	<u>\$7,447,800</u>	<u>\$17,185,596</u>

1	<u>Less estimated income</u>	<u>1,270,300</u>	<u>345,000</u>
2	<u>Total general fund</u>	<u>\$6,177,500</u>	<u>\$16,840,596</u>

3 The 2015-17 one-time funding amounts are not a part of the entity's base budget for the
4 2017-19 biennium. The parks and recreation department shall report to the appropriations
5 committees of the sixty-fifth legislative assembly on the use of this one-time funding for the
6 biennium beginning July 1, 2015, and ending June 30, 2017.

7 **SECTION 3. GAME AND FISH OPERATING FUND - TRANSFER - BOAT RAMP**

8 **OPERATION AND MAINTENANCE.** The sum of \$122,000, or so much of the sum as may be
9 necessary, included in the park operations and maintenance line item in subdivision 1 of
10 section 1 of this Act, is from the game and fish operating fund, or federal or other funds
11 available to the game and fish department, and must be transferred to the parks and recreation
12 department for maintenance, operating, and extraordinary repairs expenses relating to boat
13 ramps at state parks for the biennium beginning July 1, 2015, and ending June 30, 2017.

14 **SECTION 4. DEFERRED MAINTENANCE AND ONE-TIME EQUIPMENT.** The sum of
15 ~~\$585,297~~\$535,297 in subdivision 2 of section 1 of this Act is allocated for certain deferred
16 maintenance, one-time equipment purchases, and one-time costs for the peace tower
17 demolition project for the International Peace Garden. The parks and recreation department
18 shall assist with specification review for the deferred maintenance projects, the one-time
19 equipment purchases, and the one-time costs of the peace tower demolition project before
20 releasing the funds to the International Peace Garden.

21 **SECTION 5. LEWIS AND CLARK INTERPRETIVE CENTER.** The sum of
22 ~~\$580,000~~\$455,000 from subdivision 3 of section 1 of this Act must be allocated for use at the
23 Lewis and Clark interpretive center. Of this amount \$380,000 may be used only for building and
24 maintenance costs, ~~\$125,000 for one-time costs relating to the Lewis and Clark interpretive~~
25 ~~center expansion project~~, and \$75,000 for one-time exterior building painting and staining costs.
26 The total funds in this section must remain with the parks and recreation department and be
27 released, on a reimbursement basis, based upon expenses agreed to between the ~~Fort Mandan~~
28 ~~foundation~~Lewis and Clark interpretive center and the parks and recreation department.

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

30 **INTERPRETIVE CENTER OPERATING COSTS.** There is appropriated out of any moneys in
31 the general fund in the state treasury, not otherwise appropriated, the sum of \$125,000, or so

1 much of the sum as may be necessary, to the parks and recreation department for the purpose
2 of defraying operating costs of the Lewis and Clark interpretive center, for the period beginning
3 with the effective date of this Act, and ending June 30, 2015.

4 **SECTION 7. STATE PARK ENHANCEMENTS.** The park operations and maintenance line
5 item in subdivision 1 of section 1 of this Act includes one-time funding of \$14,750,000 for state
6 park enhancements. Of this amount, \$3,000,000 is for the Lewis and Clark interpretive center,
7 of which \$2,050,000 is for the transfer of the center and certain assets from the Lewis and Clark
8 foundation, and \$950,000 is for operating costs of the Lewis and Clark interpretive center; and
9 \$11,750,000 is for state park enhancements as determined necessary by the director of the
10 parks and recreation department, including consideration for the repair, removal, or replacement
11 of a timber bridge at the Roughrider Bridge trail, for the biennium beginning July 1, 2015, and
12 ending June 30, 2017. The director of the parks and recreation department shall use funding
13 from the \$11,750,000 to match federal funds of up to \$222,000 for the purchase of property
14 adjacent to the north boundary of Fort Abraham Lincoln state park.

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

20 **SECTION 9. EXEMPTION.** The sum of \$1,250,000 appropriated in the international peace
21 garden line for repair of the peace tower at the International Peace Garden, in subdivision 2 of
22 section 30 of chapter 15 of the 2013 Session Laws is not subject to section 54-44.1-11 and any
23 unexpended funds are available for completing the project during the biennium beginning
24 July 1, 2015, and ending June 30, 2017. Funding available for use by the International Peace
25 Garden in this section will be subject to the International Peace Garden raising dollar for dollar
26 matching funds from nonstate of North Dakota sources consistent with the 2013 North Dakota
27 legislative language. The parks and recreation department shall review and accept engineering
28 proposals and specifications before committing additional funds to the project and shall assist
29 with bidding and construction of any work associated with this section.

30 **SECTION 10. EXEMPTION.** Up to \$200,000 of Pembina gorge area project funding from
31 the general fund included in the natural resources line item contained in section 30 of

1 chapter 15 of the 2013 Session Laws is not subject to the provisions of section 54-44.1-11. Any
2 unexpended funds from this appropriation may be expended during the biennium beginning
3 July 1, 2015, and ending June 30, 2017, for renting property in the Pembina gorge area for the
4 purpose of providing office space for employees or individuals responsible for monitoring or
5 patrolling the trail systems in the area, developing a plan for continued monitoring and patrolling
6 of the trail systems, and to determine the feasibility of establishing an interpretive center.

7 | **SECTION 11. EMERGENCY.** Funding of ~~\$22,400,000~~\$14,750,000 from the general fund in
8 the park operations and maintenance line item in subdivision 1 of section 1 of this Act, relating
9 to the enhancements at the state parks, ~~is~~and section 6 of this Act are declared to be an
10 emergency measure.