

PROPOSED AMENDMENTS TO HOUSE BILL NO. 1019

Page 1, line 2, after the first semicolon insert "to amend and reenact sections 55-08-06 and 55-08-07.1 of the North Dakota Century Code, relating to permits for motor vehicles and the parks and recreation concession revolving fund;"

Page 1, line 2, replace "and" with "to authorize the transfer of Dakota institute inventory;"

Page 1, line 3, after "exemptions" insert "; and to declare an emergency"

Page 1, replace lines 16 through 22 with:

"Administration	\$3,043,722	\$625,761	\$3,669,483
Park operations and maintenance	19,877,931	698,124	20,576,055
Recreation	<u>6,407,120</u>	<u>632,865</u>	<u>7,039,985</u>
Total all funds	\$29,328,773	\$1,956,750	\$31,285,523
Less estimated income	<u>14,517,835</u>	<u>3,871,808</u>	<u>18,389,643</u>
Total general fund	\$14,810,938	(\$1,915,058)	\$12,895,880
Full-time equivalent positions	66.00	(3.50)	62.50"

Page 2, replace lines 3 and 4 with:

"International peace garden	<u>\$973,699</u>	<u>(\$97,370)</u>	<u>\$876,329</u>
Total general fund	\$973,699	(\$97,370)	\$876,329"

Page 2, replace lines 9 through 12 with:

"Lewis and Clark interpretive center	<u>\$918,279</u>	<u>\$332,839</u>	<u>\$1,251,118</u>
Total all funds	\$918,279	\$332,839	\$1,251,118
Less estimated income	<u>0</u>	<u>362,450</u>	<u>362,450</u>
Total general fund	\$918,279	(\$29,611)	\$888,668"

Page 2, replace lines 17 through 19 with:

"Grand total general fund	\$16,702,916	(\$2,042,039)	\$14,660,877
Grand total special funds	<u>14,517,835</u>	<u>4,234,258</u>	<u>18,752,093</u>
Grand total all funds	\$31,220,751	\$2,192,219	\$33,412,970

Funding is adjusted for operating expenses, including inflationary increases at state parks for water, garbage, fuel, electricity, propane, insurance, and for operating costs related to adding new buildings and campground loops at various state parks. In addition, funding of \$100,000 from other funds from the Department of Transportation is added for expenses at the Lewis and Clark interpretive center.

**SECTION 2. HEALTH INSURANCE INCREASE.** The appropriation in section 1 of this Act includes the sum of \$188,889, of which \$7,085 is from the general fund, for increases in employee health insurance premiums from \$1,130 to \$1,249 per month.

Page 3, after line 11, insert:

**"SECTION 5. ESTIMATED INCOME - WATER COMMISSION GRANT.** The estimated income line item in section 1 of this Act includes \$1,000,000 of grant funding

from the state water commission authorized by the sixty-fourth legislative assembly for the purpose of developing recreation opportunities on sovereign lands in the state.

**SECTION 6. ESTIMATED INCOME - DEPARTMENT OF TRANSPORTATION GRANT.** The estimated income line item includes \$100,000 of grant funding from the Department of Transportation for the purpose of defraying expenses for the Lewis and Clark interpretive center."

Page 3, after line 26, insert:

**"SECTION 9. EXEMPTION.** Any unexpended funds in the Lewis and Clark interpretive center line item in section 34 of chapter 49 of the 2015 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation may be expended during the biennium beginning July 1, 2017, and ending June 30, 2019.

**SECTION 10. EXEMPTION.** Any unexpended funds from the outdoor heritage grant are not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation may be expended during the biennium beginning July 1, 2017, and ending June 30, 2019.

**SECTION 11. EXEMPTION.** Up to \$116,000 of Pembina gorge area funding from the general fund included in the natural resources line item contained in section 1 of chapter 53 of the 2015 Session Laws is not subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation may be expended during the biennium beginning July 1, 2017, and ending June 30, 2019, for renting property in the Pembina gorge area for the purpose of providing office space for employees or individuals responsible for monitoring or patrolling the trail systems in the area, developing a plan for continued monitoring and patrolling of the trail systems, and to determine the feasibility of establishing an interpretive center.

**SECTION 12. AMENDMENT.** Section 55-08-06 of the North Dakota Century Code is amended and reenacted as follows:

**55-08-06. Permits for motor vehicles.**

Unless authorized by the director, a motor vehicle may not enter or be permitted to enter any state park, state recreational area, or reserve unless the operator of the motor vehicle displays upon request a permit issued as provided in this chapter. Permits must be of a size, form, and character as the director prescribes, and the director shall procure permits for each calendar year which by appropriate language must grant permission to use any state park, state recreational area, or reserve. Permits for each calendar year must be provided and placed on sale on or before November first next preceding and used on or at any time after that date until May first of the year following the calendar year for which issued. Permits in each category must be numbered consecutively for each year of issue. Except for senior citizen discounts, a fee of ~~twenty-five~~<sup>thirty-five</sup> dollars must be charged for each permit issued, except that permits of appropriate special design may be sold individually at a maximum of ~~five~~<sup>seven</sup> dollars per permit covering the use of state parks, state recreational areas, or reserves under such conditions as the director may prescribe for a designated period of not more than three days. The director may authorize a discount on the sale of annual permits to any resident of North Dakota who is sixty-five years of age or older and who applies for a discount. The fees collected must be deposited in the state park operating fund in the state treasury, unless authorized by the director as follows:

1. The director may allow other agencies or organizations that have leased state parks, state recreational areas, reserves, or facilities to retain entrance and special permit fees collected by the lessee.
2. The director may exempt all or any part of any state park, state recreational area, or reserve from the requirement of the motor vehicle permit and fee, for any activity or period, when in the director's judgment it is desirable to do so; provided, however, that no further exceptions may be made after state park revenue bonds are issued and while the bonds are outstanding.

**SECTION 13. AMENDMENT.** Section 55-08-07.1 of the North Dakota Century Code is amended and reenacted as follows:

**55-08-07.1. State parks and recreation concession revolving fund.**

The director shall maintain a state parks and recreation concession revolving fund to be used for the following:

1. Procurement and maintenance of an inventory of food, nonintoxicating beverages, and other merchandise and supplies of a suitable nature for the operation of concession stands, including payment of costs and travel expenses necessarily incurred to obtain or sell such items.
2. Repair, replacement, construction, and maintenance of concession buildings, facilities, and properties contained therein.

~~The sum of fifty thousand dollars is hereby established in the state parks and recreation concession revolving fund for the purpose provided in this section as a limit on the fund balance after accrued liabilities on June thirtieth of each year. Any surplus in this fund in excess of fifty thousand dollars on June thirtieth of each year must be transferred to the state park operating fund.~~

**SECTION 14. NORTHERN PLAINS NATIONAL HERITAGE AREA GRANTS.**

The parks and recreation department may apply for northern plains heritage grants during the biennium beginning July 1, 2017, and ending June 30, 2019.

**SECTION 15. TRANSFER OF DAKOTA INSTITUTE INVENTORY.** The parks and recreation department shall transfer the name Dakota institute and all rights, title, interests, and copyrights and up to eighty percent of any remaining inventory of any Dakota institute publication, book, or other document or production, regardless of format to Bismarck state college. Bismarck state college may transfer any rights, title, interests, copyrights, inventory of any of the Dakota institute's publications, books, or other documents or productions, regardless of format, to the author or producer of the document or production.

**SECTION 16. EMERGENCY.** The sum of \$1,000,000 for developing recreation opportunities on sovereign lands in the state appropriated in the administration line item in section 1 of this Act is declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1019 - Parks and Recreation Department - House Action**

	<b>Base Budget</b>	<b>House Changes</b>	<b>House Version</b>
Administration	\$3,043,722	\$625,761	\$3,669,483
Park operations and maintenance	19,877,931	698,124	20,576,055
Recreation	6,407,120	632,865	7,039,985
International Peace Garden	973,699	(97,370)	876,329
Lewis and Clark Interpretive Center	918,279	332,839	1,251,118
<b>Total all funds</b>	<b>\$31,220,751</b>	<b>\$2,192,219</b>	<b>\$33,412,970</b>
Less estimated income	14,517,835	4,234,258	18,752,093
<b>General fund</b>	<b>\$16,702,916</b>	<b>(\$2,042,039)</b>	<b>\$14,660,877</b>
FTE	66.00	(3.50)	62.50

**Department No. 750 - Parks and Recreation Department - Detail of House Changes**

	<b>Adjusts Funding for Base Payroll Changes<sup>1</sup></b>	<b>Adds Funding for Health Insurance Increases<sup>2</sup></b>	<b>Underfunds Salaries and Wages<sup>3</sup></b>	<b>Removes FTE Positions<sup>4</sup></b>	<b>Adjusts Funding for Operating Expenses<sup>5</sup></b>	<b>Adjusts Base Level Funding<sup>6</sup></b>
Administration	(\$386,351)	\$20,035	(\$22,243)		(\$57,000)	\$71,320
Park operations and maintenance	(138,698)	145,962	(193,375)	(350,625)	1,245,400	(760,540)
Recreation	(2,654)	11,446	(9,237)		265,440	367,870
International Peace Garden					(97,370)	
Lewis and Clark Interpretive Center	221,884	11,446	(15,104)	(58,437)	(1,950)	175,000
<b>Total all funds</b>	<b>(\$305,819)</b>	<b>\$188,889</b>	<b>(\$239,959)</b>	<b>(\$409,062)</b>	<b>\$1,354,520</b>	<b>(\$146,350)</b>
Less estimated income	(18,093)	7,085	0	0	1,569,840	925,426
<b>General fund</b>	<b>(\$287,726)</b>	<b>\$181,804</b>	<b>(\$239,959)</b>	<b>(\$409,062)</b>	<b>(\$215,320)</b>	<b>(\$1,071,776)</b>
FTE	0.00	0.00	0.00	(3.50)	0.00	0.00

	<b>Adds Funding for Grant from State Water Commission<sup>7</sup></b>	<b>Adds Funding from Park Entrance Fee Increases<sup>8</sup></b>	<b>Total House Changes</b>
Administration	\$1,000,000		\$625,761
Park operations and maintenance		750,000	698,124
Recreation			632,865
International Peace Garden			(97,370)
Lewis and Clark Interpretive Center			332,839
<b>Total all funds</b>	<b>\$1,000,000</b>	<b>\$750,000</b>	<b>\$2,192,219</b>
Less estimated income	1,000,000	750,000	4,234,258
<b>General fund</b>	<b>\$0</b>	<b>\$0</b>	<b>(\$2,042,039)</b>
FTE	0.00	0.00	(3.50)

<sup>1</sup> Funding is adjusted for cost-to-continue 2015-17 biennium salaries and benefit increases and for other base payroll changes.

<sup>2</sup> Funding is added for increases in employee health insurance premiums from \$1,130 to \$1,249 per month.

<sup>3</sup> General fund salaries and wages are underfunded.

<sup>4</sup> Removes 3.50 FTE positions and related funding.

<sup>5</sup> Funding is adjusted for operating expenses, including inflationary increases at state parks for water, garbage, fuel, electricity, propane, insurance, and for operating costs related to adding new buildings and campground loops at various state parks. In addition, funding of \$100,000 from other funds from the Department of Transportation is added for expenses at the Lewis and Clark Interpretive enter.

<sup>6</sup> Base level funding is adjusted as follows:

	General Fund	Other Funds	Total
Reduction of seasonal salaries and benefits	(\$586,406)		(\$586,406)
Adjustment of gift fund authority		230,930	230,930
Adjustment for health insurance requirements for temporary staff	15,338	10,375	25,713
Adjustment for bond payment	52		52
Adjustment for extraordinary repairs	(150,760)	(55,879)	(206,639)
Adjustment for equipment	(350,000)	740,000	390,000
Total	(\$1,071,776)	\$925,426	(\$146,350)

<sup>7</sup> Funding is added to authorize the expenditure, beginning with the effective date of the Act, a grant provided by the State Water Commission during the 2015-17 biennium for developing recreation opportunities on sovereign lands in the state.

<sup>8</sup> Funding from park income is added due to increasing the annual park entrance fee from \$25 to \$35 and the daily park entrance fee from \$5 to \$7.

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**This amendment also adds Sections to:**

1. Identify the funding increases for the health insurance premium increase.
2. Identify \$1,000,000 of funding in Section 1 as funding from a grant from the State Water Commission.
3. Identify \$100,000 of funding in Section 1 of the bill as a grant from the Department of Transportation for the Lewis and Clark Interpretive Center.
4. Exempt \$500,000 of community grants funding from the general fund in the recreation line item included in Section 34 of Chapter 49 of the 2015 Session Laws, from provisions of North Dakota Century Code Section 54-44.1-11, relating to cancellation of unexpended funds.
5. Exempt any funds included in the International Peace Garden line item for repair of the Peace Tower in Section 30 of Chapter 15 of the 2013 Session Laws, from provisions of Section 54-44.1-11, relating to cancellation of unexpended funds.
6. Allow the Parks and Recreation Department to apply for the Northern Plains National Heritage Area grant.
7. Exempt any funds included in the Lewis and Clark Interpretive Center line item included in Section 34 of Chapter 49 of the 2015 Session Laws, from provisions of Section 54-44.1-11, relating to cancellation of unexpended funds.
8. Exempt \$116,000 of Pembina Gorge area project funding from the general fund in the natural resources line item in Section 10 of Chapter 53 of the 2015 Session Laws from provisions of Section 54-44.1-11, relating to cancellation of unexpended funds.
9. Exempt any funds received from the outdoor heritage grant from provisions of Section 54-44.1-11, relating to cancellation of unexpended funds.
10. Amend Section 55-08-06 relating to permits for motor vehicles to change the annual park entrance fee from \$25 to \$35 and the daily park entrance fee from \$5 to \$7. These changes are estimated to generate an additional \$750,000 of park income for the 2017-19 biennium.
11. Amend Section 55-08-07.1 relating to the state parks and recreation concession revolving fund to remove the requirement that any surplus in excess of \$50,000 must be transferred to the state park operating fund.
12. Provide for transferring the name Dakota Institute and the rights, title, interests, copyrights of Dakota Institute publications, books, or other documents or productions to Bismarck State College.
13. A section to declare the \$1 million of grant funding from the State Water Commission an emergency measure.