

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2019

That the House recede from its amendments as printed on pages 1349-1351 of the Senate Journal and pages 1532-1534 of the House Journal and that Engrossed Senate Bill No. 2019 be amended as follows:

Page 1, line 4, remove "and"

Page 1, line 4, after "exemption" insert "; to provide for a contingent loan authorization; to provide a contingent appropriation; to provide for a legislative management study; and to declare an emergency"

Page 1, replace lines 17 through 23 with:

|                                 |                   |                  |                   |
|---------------------------------|-------------------|------------------|-------------------|
| "Administration                 | \$2,668,728       | (\$63,729)       | \$2,604,999       |
| Park operations and maintenance | 20,570,558        | 3,355,161        | 23,925,719        |
| Recreation                      | <u>7,039,554</u>  | <u>2,284,006</u> | <u>9,323,560</u>  |
| Total all funds                 | \$30,278,840      | \$5,575,438      | \$35,854,278      |
| Less estimated income           | <u>17,389,561</u> | <u>5,968,174</u> | <u>23,357,735</u> |
| Total general fund              | \$12,889,279      | (\$392,736)      | \$12,496,543      |
| Full-time equivalent positions  | 62.50             | (1.00)           | 61.50"            |

Page 2, replace lines 4 through 7 with:

|                             |                  |                    |                    |
|-----------------------------|------------------|--------------------|--------------------|
| "International Peace Garden | <u>\$876,329</u> | <u>\$2,000,000</u> | <u>\$2,876,329</u> |
| Total all funds             | \$876,329        | \$2,000,000        | \$2,876,329        |
| Less estimated income       | <u>0</u>         | <u>2,000,000</u>   | <u>2,000,000</u>   |
| Total general fund          | \$876,329        | \$0                | \$876,329"         |

Page 2, replace lines 12 through 15 with:

|                                      |                    |                 |                    |
|--------------------------------------|--------------------|-----------------|--------------------|
| "Lewis and Clark interpretive center | <u>\$1,250,687</u> | <u>\$53,688</u> | <u>\$1,304,375</u> |
| Total all funds                      | \$1,250,687        | \$53,688        | \$1,304,375        |
| Less estimated income                | <u>362,019</u>     | <u>(27,901)</u> | <u>334,118</u>     |
| Total general fund                   | \$888,668          | \$81,589        | \$970,257"         |

Page 2, replace lines 20 through 22 with:

|                           |                   |                   |                   |
|---------------------------|-------------------|-------------------|-------------------|
| "Grand total general fund | \$14,654,276      | (\$311,147)       | \$14,343,129      |
| Grand total special funds | <u>17,751,580</u> | <u>10,940,273</u> | <u>28,691,853</u> |
| Grand total all funds     | \$32,405,856      | \$10,629,126      | \$43,034,982"     |

Page 2, remove lines 28 through 31

Page 3, replace lines 1 through 10 with:

|   |           |  |           |
|---|-----------|--|-----------|
| "Double ditch historic site repairs grant           | \$500,000 |  | \$0       |
| Recreational opportunities on sovereign lands grant | 500,000   |  | 0         |
| Pipeline protest law enforcement support            | 200,000   |  | 0         |
| Electronic payment processing system loan proceeds  | 88,000    |  | 0         |
| Extraordinary repairs                               | 0         |  | 634,126   |
| Capital projects                                    | 0         |  | 1,755,000 |
| International Peace Garden capital projects         | 0         |  | 2,000,000 |

|                       |                  |                  |
|-----------------------|------------------|------------------|
| Additional equipment  | 0                | 622,000          |
| State park survey     | 0                | 150,000          |
| Recreation mapping    | 0                | 75,000           |
| Traffic counters      | <u>0</u>         | <u>75,000</u>    |
| Total all funds       | \$1,288,000      | \$5,311,126      |
| Less estimated income | <u>1,288,000</u> | <u>5,311,126</u> |
| Total general fund    | \$0              | \$0"             |

Page 4, after line 18, insert:

**"SECTION 9. REQUIREMENTS - MATCHING FUNDS - GRANTS.** Of the funds continued in section 1 of chapter 18 of the 2017 Session Laws as referenced in section 5 of chapter 18 of the 2017 Session Laws, the parks and recreation department shall provide a grant of up to \$250,000 to a nonprofit organization for the development of a community event space and visitor center in an area previously affected by river flooding. An entity receiving a grant pursuant to this section must provide one dollar of matching funds from nonstate sources for every dollar of grant funding received."

Page 4, after line 31, insert:

**"SECTION 12. CONTINGENT LOAN AUTHORIZATION - CONTINGENT APPROPRIATION - INTERNATIONAL PEACE GARDEN.** The parks and recreation department may borrow from the Bank of North Dakota, \$3,000,000, or so much of the sum as may be necessary, which is appropriated to the parks and recreation department for matching nonstate funds that may become available, for the biennium beginning July 1, 2019, and ending June 30, 2021. The funds authorized in this section may be borrowed and spent only upon certification by the director of the parks and recreation department to the director of the office of management and budget that the province of Manitoba or other entity has made available funds for capital projects at the International Peace Garden, during the biennium beginning July 1, 2019, and ending June 30, 2021. Expenditure of the funds appropriated in this section is subject to one dollar of matching funds from the province of Manitoba or other nonstate sources for each one dollar of state funds. The parks and recreation department shall request from the sixty-seventh legislative assembly an appropriation to repay any outstanding loans authorized in this section. The funding in this section is a one-time funding item."

Page 5, after line 13, insert:

**"SECTION 14. LEGISLATIVE MANAGEMENT STUDY - LEWIS AND CLARK INTERPRETIVE CENTER OPERATIONS.** During the 2019-20 interim, the legislative management shall study the feasibility and desirability of reducing Lewis and Clark interpretive center fees and consider alternatives to address the sustainability of the parks and recreation department's operations of the Lewis and Clark interpretive center. The legislative management shall report its findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-seventh legislative assembly.

**SECTION 15. LEGISLATIVE MANAGEMENT STUDY - PUBLIC ACCESS AND USE OF REAL PROPERTY OWNED BY THE STATE OF NORTH DAKOTA.** During the 2019-20 interim, the legislative management shall study the public access and use of real property located between the Missouri River and the Missouri River correctional center, owned by the state of North Dakota, under the control of the department of corrections and rehabilitation, and the impact of transferring the property to the parks and recreation department. The legislative management shall report its

findings and recommendations, together with any legislation required to implement the recommendations, to the sixty-seventh legislative assembly.

**SECTION 16. EMERGENCY.** Section 9 of this Act is declared to be an emergency measure."

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2019 - Parks and Recreation Department - Conference Committee Action**

|                                     | Base Budget         | Senate Version      | Conference Committee Changes | Conference Committee Version | House Version       | Comparison to House |
|-------------------------------------|---------------------|---------------------|------------------------------|------------------------------|---------------------|---------------------|
| Administration                      | \$2,668,728         | \$2,603,605         | \$1,394                      | \$2,604,999                  | \$2,604,999         |                     |
| Park operations and maintenance     | 20,570,558          | 23,910,920          | 14,799                       | 23,925,719                   | 23,925,719          |                     |
| Recreation                          | 7,039,554           | 9,324,299           | (739)                        | 9,323,560                    | 9,323,560           |                     |
| International Peace Garden          | 876,329             | 2,876,329           |                              | 2,876,329                    | 5,876,329           | (\$3,000,000)       |
| Lewis and Clark Interpretive Center | 1,250,687           | 1,301,704           | 2,671                        | 1,304,375                    | 1,484,375           | (180,000)           |
| Contingent Peace Garden Loan        |                     |                     | 3,000,000                    | 3,000,000                    |                     | 3,000,000           |
| <b>Total all funds</b>              | <b>\$32,405,856</b> | <b>\$40,016,857</b> | <b>\$3,018,125</b>           | <b>\$43,034,982</b>          | <b>\$43,214,982</b> | <b>(\$180,000)</b>  |
| Less estimated income               | 17,751,580          | 25,691,408          | 3,000,445                    | 28,691,853                   | 28,691,853          | 0                   |
| General fund                        | \$14,654,276        | \$14,325,449        | \$17,680                     | \$14,343,129                 | \$14,523,129        | (\$180,000)         |
| FTE                                 | 62.50               | 61.50               | 0.00                         | 61.50                        | 61.50               | 0.00                |

**Department 750 - Parks and Recreation Department - Detail of Conference Committee Changes**

|                                     | Adjusts Funding for Salary Increases <sup>1</sup> | Adds Contingent Funding for Capital Projects <sup>2</sup> | Total Conference Committee Changes |
|-------------------------------------|---|---|------------------------------------|
| Administration                      | \$1,394   |   | \$1,394                            |
| Park operations and maintenance     | 14,799  |   | 14,799                             |
| Recreation                          | (739)   |   | (739)                              |
| International Peace Garden          |   |   |                                    |
| Lewis and Clark Interpretive Center | 2,671   |   | 2,671                              |
| Contingent Peace Garden Loan        |   | \$3,000,000   | 3,000,000                          |
| <b>Total all funds</b>              | <b>\$18,125</b>                                   | <b>\$3,000,000</b>  | <b>\$3,018,125</b>                 |
| Less estimated income               | 445   | 3,000,000   | 3,000,445                          |
| General fund                        | \$17,680  | \$0   | \$17,680                           |
| FTE                                 | 0.00  | 0.00  | 0.00                               |

<sup>1</sup> Funding is added to provide for state employee salary increases of 2 percent on July 1, 2019, with a minimum monthly increase of \$120 and a maximum monthly increase of \$200, and an increase of 2.5 percent on July 1, 2020, to provide a total of \$334,084 for state employee salary increases, the same as provided in the House version. The Senate provided funding for a 2 percent salary increase on July 1, 2019, and a 3 percent salary increase on July 1, 2020, to provide a total of \$315,959.

<sup>2</sup> Adds contingent appropriation authority of \$3 million from proceeds received from a contingent loan from the Bank of North Dakota for providing one-time funding for Peace Garden capital projects, to provide a total of \$5 million for the project if the contingency is met. The House provided a total of \$5 million of one-time funding from the strategic investment and improvements fund. The Senate provided a total of \$2 million of one-time funding from the strategic investment and improvements fund.

The Conference Committee did not include \$180,000 from the general fund added by the House for Lewis and Clark

Interpretive Center operations.

This amendment also:

- Adds a section directing the Parks and Recreation Department to grant up to \$250,000 from funds available in the 2017-19 biennium to the Fort Abraham Lincoln Foundation for heritage river landing and requires a dollar-for-dollar matching of funds from nonstate sources. The House also included this section.
- Adds a section providing for a contingent loan authorization to the Parks and Recreation Department to borrow up to \$3 million from the Bank of North Dakota and provides a contingent appropriation requiring a dollar-for-dollar matching of funds from the Province of Manitoba or other nonstate sources for International Peace Garden capital projects. Neither the House nor the Senate version included this section.
- Adds a section requiring the Legislative Management to study the potential reduction of Lewis and Clark Interpretive Center fees and options to address the sustainability of the Parks and Recreation Department's operations of the Lewis and Clark Interpretive Center. Neither the House nor the Senate version included this section.
- Adds a section requiring the Legislative Management to study the public access and use of real property owned by the state that is located between the Missouri River and the Missouri River Correctional Center. The House version included a section authorizing conveyance of real property owned by the State of North Dakota and requiring the Department of Corrections and Rehabilitation to provide public access to the real property.
- Adds a section declaring the grant of \$250,000 to the Fort Abraham Lincoln Foundation to be an emergency measure. The House also included this section.