

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED SENATE BILL NO. 2019**

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the parks and
2 recreation department; to provide for a transfer; and to provide for an exemption.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
5 as may be necessary, are appropriated out of any moneys in the general fund in the state
6 treasury, not otherwise appropriated, and from special funds derived from federal funds and
7 other income, to the parks and recreation department for the purpose of defraying the expenses
8 of the parks and recreation department and for providing a grant to the International Peace
9 Garden, for the biennium beginning July 1, 2023, and ending June 30, 2025, as follows:

10 Subdivision 1.

11 PARKS AND RECREATION DEPARTMENT

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>		<u>Appropriation</u>
14 Administration	\$2,765,070	\$189,761		\$2,954,831
15 Park operations and maintenance	21,155,523	90,860,669		112,016,192
16 Recreation	<u>11,126,162</u>	<u>9,558,081</u>		<u>20,684,243</u>
17 Total all funds	\$35,046,755	\$100,608,511		\$135,655,266
18 Less estimated income	<u>22,599,593</u>	<u>99,917,122</u>		<u>122,516,715</u>
19 Total general fund	\$12,447,162	\$691,389		\$13,138,551
20 Full-time equivalent positions	57.75	7.25		65.00

21 Subdivision 2.

22 INTERNATIONAL PEACE GARDEN

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

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1	International Peace Garden	<u>\$876,329</u>	<u>\$1,050,000</u>	<u>\$1,926,329</u>
2	Total all funds	\$876,329	\$1,050,000	\$1,926,329
3	Less estimated income	<u>0</u>	<u>800,000</u>	<u>800,000</u>
4	Total general fund	\$876,329	\$250,000	\$1,126,329

5 Subdivision 3.

6 SECTION 1 TOTAL

7			Adjustments or	
8		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
9	Grand total general fund	\$13,323,491	\$941,389	\$14,264,880
10	Grand total special funds	<u>22,599,593</u>	<u>100,717,122</u>	<u>123,316,715</u>
11	Grand total all funds	\$35,923,084	\$101,658,511	\$137,581,595

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

13 **SIXTY-NINTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding

14 items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the

15 2023-25 biennium one-time funding items included in the appropriation in section 1 of this Act:

16	<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
17	Extraordinary repairs and capital projects	\$7,900,000	\$0
18	Local park district grants	5,000,000	0
19	International Peace Garden capital projects	3,000,000	0
20	Trail lease renewals	200,000	0
21	Fort Abraham Lincoln viewshed lease	50,000	0
22	Parks matching grant program	1,632,800	3,000,000
23	Deferred maintenance and capital projects	10,000,000	10,000,000
24	Cabin construction	0	2,400,000
25	Lake Metigoshe reimagined project	0	250,000
26	City, county, and tribal park system grants	0	6,000,000
27	Pembina Gorge campground construction	0	6,000,000
28	International Peace Garden pavilion construction	0	800,000
29	Theodore Roosevelt presidential library project	<u>0</u>	<u>70,000,000</u>
30	Total all funds	\$27,782,800	\$98,450,000

1	Total other funds	<u>27,532,800</u>	<u>98,450,000</u>
2	Total general fund	\$250,000	\$0

3 The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget
4 for the 2025-27 biennium. The parks and recreation department shall report to the
5 appropriations committees of the sixty-ninth legislative assembly on the use of this one-time
6 funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

7 **SECTION 3. LINE OF CREDIT - THEODORE ROOSEVELT PRESIDENTIAL LIBRARY**
8 **PROJECT.**

- 9 1. The Bank of North Dakota shall extend a line of credit not to exceed \$70,000,000 to
10 the parks and recreation department. The interest rate on the line of credit may not
11 exceed the prevailing interest rate charged to North Dakota governmental entities.
- 12 2. The parks and recreation department may use the funds borrowed through the line of
13 credit to support activities related to the Theodore Roosevelt presidential library
14 project. The parks and recreation department shall require any entity receiving funds
15 under this section to repay the funds to the department, including accrued interest.
- 16 3. The parks and recreation department may accept funds from participating entities and
17 shall use the funds to repay the line of credit. If the amounts available are not
18 anticipated to be sufficient to repay the line of credit by June 30, 2027, the department
19 shall request a deficiency appropriation from the legislative assembly to repay the line
20 of credit.
- 21 4. The department shall develop guidelines and rules for the use and repayment of this
22 funding.

23 **SECTION 4. GAME AND FISH OPERATING FUND - TRANSFER - BOAT RAMP**

24 **OPERATION AND MAINTENANCE.** The sum of \$122,000, or so much of the sum as may be
25 necessary, included in the park operations and maintenance line item in subdivision 1 of
26 section 1 of this Act, is from the game and fish operating fund, or federal or other funds
27 available to the game and fish department, which must be transferred to the parks and
28 recreation department for maintenance, operating, and extraordinary repairs expenses relating
29 to boat ramps at state parks for the biennium beginning July 1, 2023, and ending June 30,
30 2025.

1 **SECTION 5. ADDITIONAL INCOME - APPROPRIATION - REPORTING.** In addition to the
2 amounts appropriated in section 1 of this Act, any additional federal or other funds that become
3 available are appropriated to the parks and recreation department for the biennium beginning
4 July 1, 2023, and ending June 30, 2025. The department shall report any additional income
5 under this section to the office of management and budget and the legislative council.

6 **SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**
7 **FUND - PARKS AND RECREATION.** The estimated income line item in section 1 of this Act
8 includes \$26,950,000 from the strategic investment and improvements fund, of which
9 \$10,000,000 is for deferred maintenance and capital projects, \$6,000,000 is for a Pembina
10 Gorge campground construction project, \$2,400,000 is for cabin construction at a park selected
11 by the director of the parks and recreation department, \$250,000 is for the Lake Metigoshe
12 reimagined project, \$1,500,000 is for state park matching grants, \$800,000 is for the
13 construction of a pavilion at the International Peace Garden, and \$6,000,000 is for city, county,
14 and tribal park system grants.

15 **SECTION 7. CITY, COUNTY, AND TRIBAL GRANT PROGRAM - MATCHING**
16 **REQUIREMENTS - GRANT LIMITATION.** With the funding provided for the city, county, and
17 tribal grant program, the parks and recreation department shall make available \$1,000,000 for
18 grant awards to communities with a population of fifteen thousand or less and may not award
19 more than \$150,000 to an entity and \$5,000,000 for grant awards to communities with a
20 population of more than fifteen thousand and may not award more than \$1,000,000 to an entity.
21 Expenditure of these funds is subject to one-to-one matching funds from nonstate sources.

22 **SECTION 8. INTERNATIONAL PEACE GARDEN PAVILION CONSTRUCTION GRANT -**
23 **MATCHING REQUIREMENTS.** The International Peace Garden line item in subdivision 2 of
24 section 1 of this Act includes \$800,000 for construction of a pavilion at the International Peace
25 Garden. Expenditure of these funds is subject to one-to-one matching funds from the province
26 of Manitoba or other nonstate sources.

27 **SECTION 9. EXEMPTION - UNEXPENDED APPROPRIATIONS.** The following
28 appropriations are not subject to the provisions of section 54-44.1-11 and may be continued into
29 the biennium beginning July 1, 2023, and ending June 30, 2025:

30 1. Any funds remaining in the International Peace Garden line item for repair of the
31 peace tower at the International Peace Garden in subdivision 2 of section 30 of

- 1 chapter 15 of the 2013 Session Laws are available for capital projects and
2 extraordinary repairs and equipment. Funding available for use by the International
3 Peace Garden in this section is subject to the International Peace Garden raising
4 dollar-for-dollar matching funds from nonstate sources;
- 5 2. Any funds remaining for trail lease renewals and construction or purchasing trail
6 easements in subdivision 1 of section 1 of chapter 19 of the 2021 Session Laws are
7 available for trail lease renewals and construction and repairs and purchasing trail
8 easements;
- 9 3. Any funds remaining for extraordinary repairs in subdivision 1 of section 1 of
10 chapter 44 of the 2019 Session Laws;
- 11 4. Any funds remaining for parks capital projects and International Peace Garden capital
12 projects in subdivision 1 of section 1 of chapter 44 of the 2019 Session Laws are
13 available for any capital projects and equipment;
- 14 5. Any funds remaining for the Fort Abraham Lincoln viewshed lease in subdivision 1 of
15 section 1 of chapter 19 of the 2021 Session Laws are available for plantings to
16 improve the viewshed;
- 17 6. Any funds remaining for extraordinary repairs and capital projects in subdivision 1 of
18 section 1 of chapter 19 of the 2021 Session Laws;
- 19 7. Any funds remaining for deferred maintenance and capital projects from the federal
20 state fiscal recovery fund in subsection 9 of section 1 of chapter 550 of the 2021
21 Special Session Session Laws;
- 22 8. Any funds remaining for grants to local park districts to renovate and upgrade existing
23 facilities from the federal state fiscal recovery fund in subsection 5 of section 1 of
24 chapter 550 of the 2021 Special Session Session Laws; and
- 25 9. Any funds remaining from the federal state fiscal recovery fund in section 7 of
26 chapter 19 of the 2021 Session Laws as amended by section 4 of chapter 548 of the
27 2021 Special Session Session Laws for capital projects improvements at state parks,
28 subject to the department obtaining matching funds from nonstate sources for each
29 project on a dollar-for-dollar basis.

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- 1 10. Any funds remaining from the federal state fiscal recovery fund in section 6 of
- 2 chapter 19 of the 2021 Session Laws as amended by section 3 of chapter 548 of the
- 3 2021 Special Session Session Laws for deferred maintenance and capital projects.