Sixty-fourth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 6, 2015

SENATE BILL NO. 2019
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the parks and recreation department; to provide a 2013-15 appropriation; to provide a grant to the International Peace Garden; to provide funding for the Lewis and Clark interpretive center; to provide an exemption; and to declare an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, to the parks and recreation department for the purpose of defraying the expenses of the parks and recreation department, for providing funding to the Lewis and Clark interpretive center, and for providing a grant to the International Peace Garden, for the biennium beginning July 1, 2015, and ending June 30, 2017, as follows:

Subdivision 1.

PARKS AND RECREATION DEPARTMENT

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

Subdivision 2.

INTERNATIONAL PEACE GARDEN

	Base Level	Adjustments or Enhancements	Appropriation
International Peace Garden	$973,699	$535,297	$1,508,996
Total general fund	$973,699	$535,297	$1,508,996

Subdivision 3.

LEWIS AND CLARK INTERPRETIVE CENTER

	Base Level	Adjustments or Enhancements	Appropriation
Lewis and Clark interpretive center	$0	$1,005,279	$1,005,279
Total general fund	$0	$1,005,279	$1,005,279

Subdivision 4.

BILL TOTAL

	Base Level	Adjustments or Enhancements	Appropriation
Grand total general fund	$13,854,838	$19,749,674	$33,604,512
Grand total special funds	10,505,431	4,357,404	14,862,835
Grand total all funds	$24,360,269	$24,107,078	$48,467,347

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-FIFTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-third legislative assembly for the 2013-15 biennium and the 2015-17 one-time funding items included in the appropriation in section 1 of this Act:

One-Time Funding Description	2013-15	2015-17
Parks enhancements	$3,897,800	$14,750,000
Parks equipment	350,000	600,000
Lewis and Clark interpretive center grant	1,350,000	0
Parks strategic plans	100,000	0
Community grant program	500,000	500,000
International Peace Garden capital projects	1,250,000	335,297
Trail lease renewals	0	200,000
Web application for snowmobile registration	0	310,299
Statewide comprehensive outdoor recreation plan	0	90,000
Repairs at Lewis and Clark interpretive center	0	75,000
50th anniversary	0	25,000
Retirement leave payouts	0	100,000
International Peace Garden demolition project	0	200,000
Total all funds	$7,447,800	$17,185,596
Less estimated income	1,270,300	345,000
Total general fund	$6,177,500	$16,840,596

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

SECTION 3. GAME AND FISH OPERATING FUND - TRANSFER - BOAT RAMP OPERATION AND MAINTENANCE. The sum of $122,000, or so much of the sum as may be necessary, included in the park operations and maintenance line item in subdivision 1 of section 1 of this Act, is from the game and fish operating fund, or federal or other funds available to the game and fish department, and must be transferred to the parks and recreation department for maintenance, operating, and extraordinary repairs expenses relating to boat ramps at state parks for the biennium beginning July 1, 2015, and ending June 30, 2017.

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

SECTION 5. LEWIS AND CLARK INTERPRETIVE CENTER. The sum of $455,000 from subdivision 3 of section 1 of this Act must be allocated for use at the Lewis and Clark interpretive center. Of this amount $380,000 may be used only for building and maintenance costs and $75,000 for one-time exterior building painting and staining costs. The total funds in this section must remain with

the parks and recreation department and be released, on a reimbursement basis, based upon expenses agreed to between the Lewis and Clark interpretive center and the parks and recreation department.

SECTION 6. 2013-15 BIENNIUM APPROPRIATION - LEWIS AND CLARK INTERPRETIVE CENTER OPERATING COSTS. There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of $125,000, or so much of the sum as may be necessary, to the parks and recreation department for the purpose of defraying operating costs of the Lewis and Clark interpretive center, for the period beginning with the effective date of this Act, and ending June 30, 2015.

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

SECTION 8. EXEMPTION. Up to $500,000 of community grants funding from the general fund included in the recreation line item contained in section 30 of chapter 15 of the 2013 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, 2015, and ending June 30, 2017, for the purposes provided in section 55-08-14.1.

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

SECTION 10. EXEMPTION. Up to $200,000 of Pembina gorge area project funding from the general fund included in the natural resources line item contained in section 30 of chapter 15 of the 2013 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, 2015, and ending June 30, 2017, 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 11. EMERGENCY. Funding of $14,750,000 from the general fund in the park operations and maintenance line item in subdivision 1 of section 1 of this Act, relating to the enhancements at the state parks, and section 6 of this Act are declared to be an emergency measure.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-fourth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2019 and that two-thirds of the members-elect of the Senate voted in favor of said law.

Vote: Yeas 42 Nays 5 Absent 0

President of the Senate

Secretary of the Senate

This certifies that two-thirds of the members-elect of the House of Representatives voted in favor of said law.

Vote: Yeas 67 Nays 22 Absent 5

Speaker of the House

Chief Clerk of the House

Received by the Governor at 3:49 P.M. on April 28, 2015.

Approved at 3:30 P.M. on April 29, 2015.

Governor

Filed in this office this 30th day of April, 2015,

at 8:21 o'clock AM M.

Secretary of State