

**FIRST ENGROSSMENT  
with Conference Committee Amendments  
ENGROSSED HOUSE BILL NO. 1010**

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the council on the  
2 arts; to provide for transfers; to provide for a report; to provide an exemption; and to declare an  
3 emergency.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
6 as may be necessary, are appropriated out of any moneys in the general fund in the state  
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
8 other income, to the council on the arts for the purpose of defraying the expenses of the council  
9 on the arts, for the period beginning with the effective date of this Act, and ending June 30,  
10 2025, as follows:

|    | <u>Base Level</u>              | <u>Adjustments or<br/>Enhancements</u> | <u>Appropriation</u> |
|----|--------------------------------|--|----------------------|
| 11 |                                |  |                      |
| 12 |                                |  |                      |
| 13 | Salaries and wages             | \$1,082,619                            | \$212,465            |
| 14 | Operating expenses             | 286,545                                | 540,048              |
| 15 | Grants                         | <u>2,082,524</u>                       | <u>342,818</u>       |
| 16 | Total all funds                | \$3,451,688                            | \$1,095,331          |
| 17 | Less estimated income          | <u>1,788,922</u>                       | <u>161,078</u>       |
| 18 | Total general fund             | \$1,662,766                            | \$934,253            |
| 19 | Full-time equivalent positions | 5.00                                   | 1.00                 |
|    |                                |  | 6.00                 |

20 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE**  
21 **SIXTY-NINTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding  
22 items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the  
23 2023-25 one-time funding items included in the appropriation in section 1 of this Act:

|   | <u>One-Time Funding Description</u> | <u>2021-23</u> | <u>2023-25</u> |
|---|-------------------------------------|----------------|----------------|
| 1 |                                     |                |                |
| 2 | New full-time equivalent position   | \$0            | \$2,500        |
| 3 | Accrued leave payouts               | 0              | 106,430        |
| 4 | Strategic planning consultant       | 0              | 40,000         |
| 5 | Arts across the prairie initiative  | 0              | 170,000        |
| 6 | Information technology equipment    | <u>0</u>       | <u>10,000</u>  |
| 7 | Total all funds                     | \$0            | \$328,930      |
| 8 | Total other funds                   | <u>0</u>       | <u>70,000</u>  |
| 9 | Total general fund                  | \$0            | \$258,930      |

10 The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget  
11 for the 2025-27 biennium. The council on the arts shall report to the appropriations committees  
12 of the sixty-ninth legislative assembly on the use of this one-time funding for the biennium  
13 beginning July 1, 2023, and ending June 30, 2025.

14 **SECTION 3. APPROPRIATION - CULTURAL ENDOWMENT FUND.** All income from the  
15 cultural endowment fund is appropriated to the council on the arts for the furthering of the  
16 cultural arts in the state for the biennium beginning July 1, 2023, and ending June 30, 2025.

17 **SECTION 4. APPROPRIATION - GIFTS, GRANTS, AND BEQUESTS.** All gifts, grants,  
18 devises, bequests, donations, and assignments received by the council on the arts are  
19 appropriated to the council on the arts for the purposes provided in section 54-54-06, for the  
20 biennium beginning July 1, 2023, and ending June 30, 2025.

21 **SECTION 5. EXEMPTION - LINE ITEM TRANSFERS - REPORT.** Notwithstanding section  
22 54-16-04, the director of the office of management and budget shall transfer funds between line  
23 items in section 1 of this Act as requested by the council on the arts. The council on the arts  
24 shall notify the legislative council of any transfer made pursuant to this section. The council on  
25 the arts shall report to the budget section after June 30, 2024, any transfer made in excess of  
26 \$50,000 and to the appropriations committees of the sixty-ninth legislative assembly regarding  
27 any transfers made pursuant to this section.

28 **SECTION 6. EMERGENCY.** The amount of \$106,430 from the general fund appropriated in  
29 the salaries and wages line item for accrued leave payouts in section 1 of this Act is declared to  
30 be an emergency measure.