

Sixty-ninth  
Legislative Assembly  
of North Dakota

**FIRST ENGROSSMENT  
with House Amendments**

**ENGROSSED SENATE BILL NO. 2010**

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 a transfer; to provide for a report; and to provide 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 other funds derived from special funds and  
7 federal funds, to the council on the arts for the purpose of defraying the expenses of the council  
8 on the arts, for the biennium beginning July 1, 2025, and ending June 30, 2027, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>	
10				
11	Salaries and wages	\$1,222,195	\$340,014	\$1,562,209
12	New and vacant FTE pool	0	172,014	172,014
13	Operating expenses	674,093	5,000	679,093
14	Grants	<u>2,355,342</u>	<u>(18,541)</u>	<u>2,336,801</u>
15	Total all funds	\$4,251,630	\$498,487	\$4,750,117
16	Less other funds	<u>1,880,000</u>	<u>150,000</u>	<u>2,030,000</u>
17	Total general fund	\$2,371,630	\$348,487	\$2,720,117
18	Full-time equivalent positions	6.00	1.00	7.00

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

20 **SEVENTIETH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding  
21 items included in the appropriation in section 1 of this Act which are not included in the entity's

1 base budget for the 2027-29 biennium and which the entity shall report to the appropriations  
2 committees of the seventieth legislative assembly regarding the use of this funding:

3 <u>One-Time Funding Description</u>	<u>General fund</u>
4 Arts across the prairie education	\$5,000
5 Total	\$5,000

6 **SECTION 3. APPROPRIATION - CULTURAL ENDOWMENT FUND.** All income from the  
7 cultural endowment fund is appropriated to the council on the arts for the furthering of the  
8 cultural arts in the state for the biennium beginning July 1, 2025, and ending June 30, 2027. The  
9 council on the arts may use up to \$380,000 of moneys in the cultural endowment fund for  
10 maintenance or for construction of arts across the prairie projects, for the biennium beginning  
11 July 1, 2025, and ending June 30, 2027. The council on the arts may use up to \$454,142 of  
12 moneys designated for maintenance in the cultural endowment fund for arts across the prairie  
13 site preparation and installation costs.

14 **SECTION 4. APPROPRIATION - GIFTS, GRANTS, AND BEQUESTS.** All gifts, grants,  
15 devises, bequests, donations, and assignments received by the council on the arts are  
16 appropriated to the council on the arts for the purposes provided in section 54-54-06, for the  
17 biennium beginning July 1, 2025, and ending June 30, 2027.

18 **SECTION 5. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST.** The  
19 council on the arts may not spend funds appropriated in the new and vacant FTE pool line item  
20 in section 1 of this Act, but may request the office of management and budget to transfer funds  
21 from the new and vacant FTE pool line item to the salaries and wages line item in accordance  
22 with the guidelines and reporting provisions included in House Bill No. 1015, as approved by the  
23 sixty-ninth legislative assembly.

24 **SECTION 6. STATE TROUBADOUR - POET LAUREATE.** The grants line item in section 1  
25 of this Act includes \$15,000 for the state troubadour and \$15,000 for the poet laureate.

26 **SECTION 7. EXEMPTION - LINE ITEM TRANSFERS - REPORT.** Notwithstanding section  
27 54-16-04, the director of the office of management and budget shall transfer funds between line  
28 items, excluding the new and vacant FTE pool line item, in section 1 of this Act as requested by  
29 the council on the arts. The council on the arts shall notify the legislative council of any transfer  
30 made pursuant to this section. The council on the arts shall report to the budget section after

1 June 30, 2026, any transfer made in excess of \$50,000 and to the appropriations committees of  
2 the seventieth legislative assembly regarding any transfers made pursuant to this section.

3 **SECTION 8. EXEMPTION - UNEXPENDED APPROPRIATION.** The amount of \$25,000  
4 appropriated from the general fund for the purpose of accrued leave payouts in section 1 of  
5 chapter 10 of the 2023 Session Laws is not subject to section 54-44.1-11 and any unexpended  
6 funds may be continued and are available to the council on the arts for costs relating to accrued  
7 leave payouts during the biennium beginning July 1, 2025, and ending June 30, 2027.