

**Sixty-ninth Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 7, 2025**

SENATE BILL NO. 2010
(Appropriations Committee)

AN ACT to provide an appropriation for defraying the expenses of the council on the arts; to provide for a transfer; to provide for a report; and to provide an exemption.

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 other funds derived from special funds and federal funds, to the council on the arts for the purpose of defraying the expenses of the council 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>
Salaries and wages	\$1,222,195	\$412,927	\$1,635,122
New and vacant FTE pool	0	16,519	16,519
Operating expenses	674,093	5,000	679,093
Grants	<u>2,355,342</u>	<u>(18,541)</u>	<u>2,336,801</u>
Total all funds	\$4,251,630	\$415,905	\$4,667,535
Less other funds	<u>1,880,000</u>	<u>150,000</u>	<u>2,030,000</u>
Total general fund	\$2,371,630	\$265,905	\$2,637,535
Full-time equivalent positions	6.00	0.00	6.00

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO THE SEVENTIETH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items included in the appropriation in section 1 of this Act which are not included in the entity's base budget for the 2027-29 biennium and which the entity shall report to the appropriations committees of the seventieth legislative assembly regarding the use of this funding:

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

SECTION 3. APPROPRIATION - CULTURAL ENDOWMENT FUND. All income from the cultural endowment fund is appropriated to the council on the arts for the furthering of the cultural arts in the state, for the biennium beginning July 1, 2025, and ending June 30, 2027. The council on the arts may spend accrued interest in the fund, including on the portion of the fund designated for maintenance of art projects constructed as part of the creative placemaking program, for the fabrication, site preparation, and installation of creative placemaking program art projects. The accrued interest is not subject to any spending limitations associated with maintenance of the art projects established by the sixty-seventh legislative assembly.

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

SECTION 5. NEW AND VACANT FTE POOL - LIMITATION - TRANSFER REQUEST. The council on the arts may not spend funds appropriated in the new and vacant FTE pool line item in section 1 of this Act, but may request the office of management and budget to transfer funds from the new and vacant FTE pool line item to the salaries and wages line item in accordance with the guidelines and

reporting provisions included in House Bill No. 1015, as approved by the sixty-ninth legislative assembly.

SECTION 6. STATE TROUBADOUR - POET LAUREATE. The grants line item in section 1 of this Act includes \$10,000 for the state troubadour and \$10,000 for the poet laureate.

SECTION 7. EXEMPTION - LINE ITEM TRANSFERS - REPORT. Notwithstanding section 54-16-04, the director of the office of management and budget shall transfer funds between line items, excluding the new and vacant FTE pool line item, in section 1 of this Act as requested by the council on the arts. The council on the arts shall notify the legislative council of any transfer made pursuant to this section. The council on the arts shall report to the budget section after June 30, 2026, any transfer made in excess of \$50,000 and to the appropriations committees of the seventieth legislative assembly regarding any transfers made pursuant to this section.

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

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-ninth Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2010.

Senate Vote: Yeas 34 Nays 13 Absent 0

House Vote: Yeas 61 Nays 30 Absent 3

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2025.

Approved at _____ M. on _____, 2025.

Governor

Filed in this office this _____ day of _____, 2025,

at _____ o'clock _____ M.

Secretary of State