Prepared by the Legislative Council staff for
Senator Rust
March 29, 2023

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1010

Page 1, line 2, replace "and" with "to provide for a report;"

Page 1, line 2, after "exemption" insert "; and to declare an emergency"

Page 1, replace lines 11 through 17 with:

"Salaries and wages	$1,082,619	$212,465	$1,295,084
Operating expenses	286,545	544,048	830,593
Grants	2,082,524	342,818	2,425,342
Total all funds	$3,451,688	$1,099,331	$4,551,019
Less estimated income	1,788,922	161,078	1,950,000
Total general fund	$1,662,766	$938,253	$2,601,019
Full-time equivalent positions	5.00	1.00	6.00"

Page 2, replace lines 2 through 4 with:

"Arts across the prairie initiative	0	170,000
Information technology equipment	0	10,000
Total all funds	$0	$328,930
Total other funds	0	70,000
Total general fund	$0	$258,930"

Page 2, line 13, remove the second "and"

Page 2, line 14, remove "deposited with the state treasurer pursuant to section 55-01-04"

Page 2, after line 23, insert:

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

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

House Bill No. 1010 - Council on the Arts - Senate Action

	Base Budget	House Version	Senate Changes	Senate Version
Salaries and wages	$1,082,619	$1,299,802	($4,718)	$1,295,084
Operating expenses	286,545	830,593		830,593
Grants	2,082,524	2,355,342	70,000	2,425,342
Total all funds	$3,451,688	$4,485,737	$65,282	$4,551,019
Less estimated income	1,788,922	1,880,000	70,000	1,950,000
General fund	$1,662,766	$2,605,737	($4,718)	$2,601,019
FTE	5.00	6.00	0.00	6.00

Department 709 - Council on the Arts - Detail of Senate Changes

	Adjusts Funding for Salary and Benefit Increases[1]	Adds Funding for New FTE Position[2]	Removes Salary Funding for Funding Pool[3]	Increases Funding for the Arts Across the Prairie Initiative[4]	Total Senate Changes
Salaries and wages	$17,712	$132,954	($155,384)		($4,718)
Operating expenses					
Grants				$70,000	70,000
Total all funds	$17,712	$132,954	($155,384)	$70,000	$65,282
Less estimated income	0	0	0	70,000	70,000
General fund	$17,712	$132,954	($155,384)	$0	($4,718)
FTE	0.00	0.00	0.00	0.00	0.00

[1] Salaries and wages funding is adjusted to provide for 2023-25 biennium salary increases of 6 percent on July 1, 2023, and 4 percent on July 1, 2024, and for adjustments to health insurance premium rates as follows:

	General Fund
Salary increase	$18,422
Health insurance adjustment	(710)
Total	$17,712

The House provided salary adjustments of 4 percent on July 1, 2023, and July 1, 2024.

[2] Funding of $132,954 from the general fund is added to provide a total of $150,000 from the general fund for 1 new FTE administrative assistant position and associated operating costs. The House added $17,046 from the general fund to convert a temporary position to an FTE position, including associated operating costs.

[3] Funding for new FTE positions and estimated savings from vacant FTE positions is removed as shown below. These amounts are available to the agency if needed by submitting a request to the Office of Management and Budget for a transfer from the new and vacant FTE funding pool.

	General Fund
New FTE positions	($139,500)
Vacant FTE positions	(15,884)
Total	($155,384)

[4] One-time funding of $70,000 from a momentum fund grant from the Department of Commerce is added for the arts across the prairie initiative.

This amendment also:

- Adds a section to declare the one-time appropriation of $106,430 from the general fund for accrued leave payouts to retiring staff to be an emergency measure.
- Clarifies language that provides for the appropriation of all additional gifts, grants, devises, bequests, donations, and assignments received by the Council on the Arts without Emergency Commission or Budget Section approval.