

**FIRST ENGROSSMENT
with House Amendments**

Sixty-first
Legislative Assembly
of North Dakota

ENGROSSED SENATE BILL NO. 2010

Introduced by

Appropriations Committee

(At the request of the Governor)

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

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
5 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
6 treasury, not otherwise appropriated, and from special funds derived from federal funds and
7 other income, 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, 2009, and ending June 30, 2011, as follows:

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
9			
10			
11 Salaries and wages	\$591,977	\$100,470	\$692,447
12 Operating expenses	246,862	45,183	292,045
13 Grants	<u>1,605,278</u>	<u>157,000</u>	<u>1,762,278</u>
14 Total all funds	\$2,444,117	\$302,653	\$2,746,770
15 Less estimated income	<u>1,288,318</u>	<u>157,168</u>	<u>1,445,486</u>
16 Total general fund	\$1,155,799	\$145,485	\$1,301,284
17 Full-time equivalent positions	5.00	0.00	5.00

18 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**
19 **SIXTY-SECOND LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time
20 funding items approved by the sixtieth legislative assembly for the 2007-09 biennium and the
21 2009-11 one-time funding items included in the appropriation in section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2007-09</u>	<u>2009-11</u>
22 Lincoln bicentennial	<u>\$10,000</u>	<u>\$0</u>
23 Total general fund	\$10,000	\$0

1 The 2009-11 one-time funding amounts are not a part of the entity's base budget for the
2 2011-13 biennium. The council on the arts shall report to the appropriations committees of the
3 sixty-second legislative assembly on the use of this one-time funding for the biennium
4 beginning July 1, 2009, and ending June 30, 2011.

5 **SECTION 3. APPROPRIATION.** All income from the cultural endowment fund is
6 appropriated to the council on the arts for the furthering of the cultural arts in the state for the
7 biennium beginning July 1, 2009, and ending June 30, 2011.

8 **SECTION 4. APPROPRIATION - FEDERAL FISCAL STIMULUS FUNDS -**
9 **ADDITIONAL FUNDING APPROVAL.** The funds provided in this section, or so much of the
10 funds as may be necessary, are appropriated from federal funds made available to the state
11 under the federal American Recovery and Reinvestment Act of 2009, not otherwise
12 appropriated, to the council on the arts, for the period beginning with the effective date of this
13 Act and ending June 30, 2011, as follows:

14 Grants to arts organizations for salary support	\$175,000
15 Grants to arts organizations for maintenance or expansion 16 of current artistic contracts	80,000
17 Administrative support for new one-time grant programs	<u>35,000</u>
18 Total federal funds	\$290,000

19 The council on the arts may seek emergency commission and budget section approval
20 under chapter 54-16 for authority to spend any additional federal funds received under the
21 federal American Recovery and Reinvestment Act of 2009 in excess of the amounts
22 appropriated in this section, for the period beginning with the effective date of this Act and
23 ending June 30, 2011.

24 Any federal funds appropriated under this section are not a part of the agency's 2011-13
25 base budget. Any program expenditures made with these funds will not be replaced with state
26 funds after the federal American Recovery and Reinvestment Act of 2009 funds are no longer
27 available.

28 **SECTION 5. EMERGENCY.** Section 2 of this Act is declared to be an emergency
29 measure.