

State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-EIGHTH SESSION

H. F. No. 2393

02/27/2014 Authored by Woodard; Erickson, S., and Myhra
The bill was read for the first time and referred to the Committee on Legacy

A bill for an act

relating to education finance; requiring at least 40 percent of the arts and cultural heritage funding to be devoted to programs for school-age children; amending Minnesota Statutes 2012, section 129D.17, subdivision 2; proposing coding for new law in Minnesota Statutes, chapter 127A.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

Section 1. **[127A.29] ARTS AND CULTURAL HERITAGE FUND;**
APPORTIONMENT.

(a) The commissioner shall apportion 40 percent of the annual balance from the arts and cultural heritage fund semiannually on the first Monday in March and September in each year to districts and charter schools that have been in session at least nine months. The apportionment shall be in proportion to each district's adjusted average daily membership during the preceding year. The apportionment shall not be paid to a district or charter school for pupils for whom tuition is received by the district or charter school.

(b) A charter school or school district receiving state aid under paragraph (a) must spend that aid on arts and cultural heritage activities.

EFFECTIVE DATE. This section is effective July 1, 2014, for payments beginning in September 2014.

Sec. 2. Minnesota Statutes 2012, section 129D.17, subdivision 2, is amended to read:

Subd. 2. **Expenditures; accountability.** (a) Funding from the arts and cultural heritage fund may be spent only for arts, arts education, and arts access, and to preserve Minnesota's history and cultural heritage. A project or program receiving funding from the arts and cultural heritage fund must include measurable outcomes, and a plan for

measuring and evaluating the results. A project or program must be consistent with current scholarship, or best practices, when appropriate and must incorporate state-of-the-art technology when appropriate.

(b) Funding from the arts and cultural heritage fund may be granted for an entire project or for part of a project so long as the recipient provides a description and cost for the entire project and can demonstrate that it has adequate resources to ensure that the entire project will be completed.

(c) Money from the arts and cultural heritage fund shall be expended for benefits across all regions and residents of the state. At least 40 percent of the annual spending from the arts and cultural heritage fund must be spent on programs that directly benefit children enrolled in public schools according to section 127A.29.

(d) A state agency or other recipient of a direct appropriation from the arts and cultural heritage fund must compile and submit all information for funded projects or programs, including the proposed measurable outcomes and all other items required under section 3.303, subdivision 10, to the Legislative Coordinating Commission as soon as practicable or by January 15 of the applicable fiscal year, whichever comes first. The Legislative Coordinating Commission must post submitted information on the Web site required under section 3.303, subdivision 10, as soon as it becomes available.

(e) Grants funded by the arts and cultural heritage fund must be implemented according to section 16B.98 and must account for all expenditures of funds. Priority for grant proposals must be given to proposals involving grants that will be competitively awarded.

(f) All money from the arts and cultural heritage fund must be for projects located in Minnesota.

(g) When practicable, a direct recipient of an appropriation from the arts and cultural heritage fund shall prominently display on the recipient's Web site home page the legacy logo required under Laws 2009, chapter 172, article 5, section 10, as amended by Laws 2010, chapter 361, article 3, section 5, accompanied by the phrase "Click here for more information." When a person clicks on the legacy logo image, the Web site must direct the person to a Web page that includes both the contact information that a person may use to obtain additional information, as well as a link to the Legislative Coordinating Commission Web site required under section 3.303, subdivision 10.

(h) Future eligibility for money from the arts and cultural heritage fund is contingent upon a state agency or other recipient satisfying all applicable requirements in this section, as well as any additional requirements contained in applicable session law.

- 3.1 **EFFECTIVE DATE.** This section is effective for aids payable for fiscal year 2015
- 3.2 and later.