

_____ moved to amend as follows:

In line _____ of the title, after "_____" insert "to authorize grants for certain performing arts organizations and operators of cultural arts museums and to make an appropriation,"

After line _____, insert:

"Section 1. (A) As used in this section:

(1) "Performing arts organization" means any institution that satisfies all of the following:

(a) Its principal place of business is in this state.

(b) Its primary purpose is to produce or present performances in music, comedy, the performing arts, or related fields.

(c) It is operated by or partially funded by a political subdivision of this state, a state institution of higher education, or a charitable organization.

(d) If it is operated by or partially funded by a political subdivision of this state or a state institution of higher education, it receives at least a majority of its funding from sources other than that subdivision or institution.

(e) If it is operated by a state institution of higher education, its managing board is independent of that

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institution's board of trustees and it does not present work 21
exclusively by or for students. 22

(f) It manages its own budget. 23

(g) It has an annual, independent audit. 24

(2) "Cultural arts museum" means any museum that satisfies 25
all of the following: 26

(a) It is located in this state. 27

(b) Its primary purpose is to exhibit or present, for 28
artistic or aesthetic purposes, property, including such 29
property related to painting, drawing, design, sculpture making, 30
ceramic making, printmaking, photography, video and filmmaking, 31
graphic design, architecture, textiles, performing arts, and 32
preserving and interpreting the history, art, and culture of 33
popular music and multidisciplinary art forms. 34

(c) The operator of the museum meets all of the criteria 35
described in divisions (A)(1)(c) to (g) of this section. 36

(3) "Charitable organization" means an organization 37
described under section 501(c)(3) of the Internal Revenue Code 38
and exempt from federal income taxation under section 501(a) of 39
the Internal Revenue Code. 40

(4) "State institution of higher education" has the same 41
meaning as in section 3345.011 of the Revised Code. 42

(B) A performing arts organization or the operator of a 43
cultural arts museum may apply to the Director of Development 44
for a grant under this section. The application shall be 45
submitted on a form and in the manner prescribed by the Director 46
not later than thirty days after the effective date of this 47
section. 48

The application shall, at minimum, include the following:	49
(1) Documentation establishing the organization's or the museum's operating budget for the most recently-concluded calendar year;	50 51 52
(2) Information and documentation detailing the organization's or operator's intended use of the requested grant funds;	53 54 55
(3) Any other information and documentation sufficient to establish that the organization or the museum meets the eligibility criteria prescribed by this section.	56 57 58
(C) The Director shall review and make a determination on each application submitted under division (B) of this section within thirty days of receipt. The Director may approve the application and award a grant to such organization or the operator of such museum. When awarding grants to eligible recipients, and when determining the amount of such grants, the Director shall give priority to organizations and operators of museums that did not receive funding from the Ohio Arts Council pursuant to the "Coronavirus Aid, Relief, and Economic Security (CARES) Act," Pub. L. No. 116-136.	59 60 61 62 63 64 65 66 67 68
(D) Grants awarded under this section shall be used for one or more of the following purposes:	69 70
(1) Employee compensation, excluding bonuses;	71
(2) Employee recruitment, rehiring, and training expenses;	72
(3) Rent or mortgage payments;	73
(4) Operating costs;	74
(5) Capital expenditures."	75

After line _____, insert: 76

"Section 2. All items in this act are hereby appropriated 77
as designated out of any moneys in the state treasury to the 78
credit of the designated fund. For all operating appropriations 79
made in this act, those in the first column are for fiscal year 80
2022 and those in the second column are for fiscal year 2023. 81
The operating appropriations made in this act are in addition to 82
any other operating appropriations made for the FY 2022-FY 2023 83
biennium." 84

After line _____, insert: 85

"Section 3. 86

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	1	2	3	4	5
A	DEV DEPARTMENT OF DEVELOPMENT				
B	Dedicated Purpose Fund Group				
C	5CV3	1956E9	ARPA Arts Grant Program	\$0	\$50,000,000
D	TOTAL DPF Dedicated Purpose Fund Group			\$0	\$50,000,000
E	TOTAL ALL BUDGET FUND GROUPS			\$0	\$50,000,000

ARPA ARTS GRANT PROGRAM 88

The foregoing appropriation item 1956E9, ARPA Arts Grant 89
Program, shall be used, in accordance with the "American Rescue 90
Plan Act of 2021," Pub. L. No. 117-2, by the Department of 91
Development to award grants under Section 1 of this act." 92

After line _____, insert: 93

"Section 4. Within the limits set forth in this act, the 94
Director of Budget and Management shall establish accounts 95
indicating the source and amount of funds for each appropriation 96
made in this act, and shall determine the form and manner in 97
which appropriation accounts shall be maintained. Expenditures 98
from operating appropriations contained in this act shall be 99
accounted for as though made in H.B. 110 of the 134th General 100
Assembly. The operating appropriations made in this act are 101
subject to all provisions of H.B. 110 of the 134th General 102
Assembly that are generally applicable to such appropriations." 103

The motion was _____ agreed to.

SYNOPSIS 104

Grant program for arts organizations 105

Section 1 106

Authorizes grants for certain performing arts 107
organizations and operators of cultural arts museums. The 108
Director of Development will administer the program, and must 109
give priority to organizations that did not receive funding from 110
the Ohio Arts Council through the federal CARES Act. 111

Department of Development 112

Sections 2 to 4 113

Appropriates \$50.0 million in FY 2023 under State Fiscal 114
Recovery Fund (Fund 5CV3) appropriation item 1956E9, ARPA Arts 115
Grant Program, for the Department of Development, in accordance 116
with the federal American Rescue Plan Act, to award grants as 117

described above for certain performing arts organizations and	118
operators of cultural arts museums.	119