

Sixty-fourth  
Legislative Assembly  
of North Dakota

## ENGROSSED HOUSE BILL NO. 1051

Introduced by

Legislative Management

(Information Technology Committee)

1 A BILL for an Act to create and enact two new subdivisions to subsection 1 of section 15-10-44  
2 of the North Dakota Century Code, relating to electronic mail services and retention for  
3 institutions of higher education; ~~and~~ to amend and reenact subsection 1 of section 54-46-02 of  
4 the North Dakota Century Code, relating to records management; and to provide an  
5 appropriation.

6 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

7 **SECTION 1.** Two new subdivisions to subsection 1 of section 15-10-44 of the North Dakota  
8 Century Code are created and enacted as follows:

9 Requiring utilization by each institution under the control and supervision of the  
10 board of systemwide electronic mail services provided by the board for all public  
11 business electronic correspondence.

12 Development and implementation of an electronic mail retention policy for the  
13 board and institutions under the supervision and control of the board which  
14 requires retention of all electronic mail messages for at least five years after the  
15 creation or receipt of the message.

16 **SECTION 2. AMENDMENT.** Subsection 1 of section 54-46-02 of the North Dakota Century  
17 Code is amended and reenacted as follows:

18 1. "Agency" means any department, office, commission, board, or other unit, however  
19 designated, of the executive branch of state government, including the state board of  
20 higher education and the entities under the control of the state board of higher  
21 education.

22 **SECTION 3. APPROPRIATION.** There is appropriated out of any moneys in the general  
23 fund in the state treasury, not otherwise appropriated, the sum of \$350,000, or so much of the

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1 sum as may be necessary, to the state board of higher education for the purpose of defraying  
2 expenses related to the retention of all electronic mail messages, for the biennium beginning  
3 July 1, 2015, and ending June 30, 2017. The funding provided in this section is considered a  
4 one-time funding item.