

**FIRST ENGROSSMENT
with Conference Committee Amendments
ENGROSSED HOUSE BILL NO. 1002**

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the office of the
2 secretary of state and public printing; to provide an exemption; and to amend and reenact
3 section 16.1-08.1-03.1 as amended by section 6 of Senate Bill No. 2343, as approved by the
4 sixty-fifth legislative assembly, subsection 7 of section 54-09-04, and section 54-09-12 of the
5 North Dakota Century Code, relating to campaign disclosure statements, information
6 preparation fees, and confidential information in filed records.

7 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

8 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
9 as may be necessary, are appropriated out of any moneys in the general fund in the state
10 treasury, not otherwise appropriated, and from special funds derived from federal funds and
11 other income, to the secretary of state for the purpose of defraying the expenses of the
12 secretary of state and public printing, for the biennium beginning July 1, 2017, and ending
13 June 30, 2019, as follows:

14 Subdivision 1.

SECRETARY OF STATE

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
18 Salaries and wages	\$4,903,514	(\$250,750)	\$4,652,764
19 Operating expenses	2,053,162	657,856	2,711,018
20 Petition review	8,000	0	8,000
21 Election reform	<u>2,703,535</u>	<u>(1,510,880)</u>	<u>1,192,655</u>
22 Total all funds	\$9,668,211	(\$1,103,774)	\$8,564,437
23 Less estimated income	<u>3,583,536</u>	<u>(539,381)</u>	<u>3,044,155</u>

Sixty-fifth
Legislative Assembly

1	Total general fund	\$6,084,675	(\$564,393)	\$5,520,282
2	Full-time equivalent positions	34.00	(2.00)	32.00

3 Subdivision 2.

4 SECRETARY OF STATE - PUBLIC PRINTING

5			Adjustments or	
6		Base Level	Enhancements	Appropriation
7	Public printing	<u>\$290,045</u>	<u>(\$1,595)</u>	<u>\$288,450</u>
8	Total general fund	\$290,045	(\$1,595)	\$288,450

9 Subdivision 3.

10 BILL TOTAL

11			Adjustments or	
12		Base Level	Enhancements	Appropriation
13	Grand total general fund	\$6,374,720	(\$565,988)	\$5,808,732
14	Grand total special funds	<u>3,583,536</u>	<u>(539,381)</u>	<u>3,044,155</u>
15	Grand total all funds	\$9,958,256	(\$1,105,369)	\$8,852,887

16 **SECTION 2. HEALTH INSURANCE INCREASE.** The appropriation in subdivision 1 of
 17 section 1 of this Act includes the sum of \$84,948, of which \$82,477 is from the general fund, for
 18 increases in employee health insurance premiums from \$1,130 to \$1,241 per month.

19 **SECTION 3. ONE-TIME FUNDING.** The following amounts reflect the one-time funding
 20 items approved by the sixty-fourth legislative assembly for the 2015-17 biennium:

21	<u>One-Time Funding Description</u>	<u>2015-17</u>	<u>2017-19</u>
22	Technology project	<u>\$3,050,000</u>	<u>\$0</u>
23	Total general fund	\$3,050,000	\$0

24 **SECTION 4. EXEMPTION - GENERAL SERVICES OPERATING FUND.** Any unexpended
 25 and unobligated balance remaining in the secretary of state's general services operating fund
 26 on June 30, 2017, is not subject to the provisions of section 54-09-08, and any unexpended
 27 funds are available and may be expended by the secretary of state during the biennium
 28 beginning July 1, 2017, and ending June 30, 2019.

29 **SECTION 5. AMENDMENT.** Section 16.1-08.1-03.1 of the North Dakota Century Code as
 30 amended by section 6 of Senate Bill No. 2343, as approved by the sixty-fifth legislative
 31 assembly, is amended and reenacted as follows:

1 **16.1-08.1-03.1. Special requirements for statements required of measure committees-**
2 **circulating or promoting passage or defeat of initiated or referred measure persons**
3 **engaged in activities regarding ballot measures.**

- 4 1. For each reportable contribution and expenditure under section 5 of this Act, the
5 threshold for reporting is one hundred dollars for any person ~~or measure committee~~
6 circulating or promoting passage or defeat of an initiated or referred measure engaged
7 in activities described in subdivision e of subsection 13 of section 16.1-08.1-01.
- 8 2. For contributions received from an out-of-state contributor, a person ~~or measure~~
9 ~~committee circulating or promoting passage or defeat of an initiated or referred~~
10 ~~measure engaged in activities described in subdivision e of subsection 13 of~~
11 section 16.1-08.1-01 shall include the following information regarding subcontributors-
12 each subcontributor that has stated a contribution is for the express purpose of
13 furthering the passage or defeat of a ballot measure in the statements required under
14 section 5 of this Act:
- 15 a. A designation as to whether any person contributed in excess of one hundred
16 dollars of the total contribution;
- 17 b. The name and mailing address of each subcontributor that contributed in excess
18 of one hundred dollars of the total contribution;
- 19 c. The contribution amounts of each disclosed subcontributor; and
- 20 d. The occupation, employer, and address for the employer's principal place of
21 business of each disclosed subcontributor.
- 22 3. An initiative and referendum sponsoring committee also shall file a disclosure
23 statement by the date the secretary of state approves the petition for circulation, and
24 shall file an additional statement on the date the petitions containing the required
25 number of signatures are submitted to the secretary of state for review. The
26 statements required under this subsection must be in the same form as the year - end
27 statements under section 5 of this Act .
- 28 4. A sponsoring committee shall file a statement regarding its intent to compensate
29 circulators before paying for petitions to be circulated.

30 **SECTION 6. AMENDMENT.** Subsection 7 of section 54-09-04 of the North Dakota Century
31 Code is amended and reenacted as follows:

- 1 7. For preparing any listing or compilation of any information recorded or filed in the
2 office of the secretary of state, ~~an amount established by the secretary of state to~~
3 ~~recover the actual cost for assembling and providing the information in the format~~
4 ~~requested~~ forty dollars for each record type requested. Unless otherwise agreed to by
5 the secretary of state, the information must be provided in an electronic format. If
6 provided in a paper format, an additional fee of fifty cents per page may be charged.

7 **SECTION 7. AMENDMENT.** Section 54-09-12 of the North Dakota Century Code is
8 amended and reenacted as follows:

9 **54-09-12. Confidential information in filed records.**

- 10 1. A social security number or federal tax identification number disclosed or contained in
11 any record filed with the secretary of state is confidential. However, a social security
12 number or federal tax identification number may be released as authorized in this
13 section or by other state or federal law.
- 14 2. The secretary of state shall delete or obscure a social security or federal tax
15 identification number before a copy of any record is released to the public. A filing-
16 office or an officer or employee of the filing office The secretary of state, or an
17 employee, agent, or contractor of the secretary of state's office, may not be held civilly
18 or criminally liable for the inadvertent disclosure of a social security or federal tax
19 identification number if the filer has placed the number in an improper field on the form
20 prescribed by the secretary of state or the filer submitted a filing other than on the form
21 prescribed by the secretary of state.
- 22 3. The secretary of state or an employee, agent, or contractor of the secretary of state's
23 office may release a social security number or federal tax identification number to
24 another public entity or the public entity's agents, employees, or contractors if
25 disclosure is necessary for the receiving public entity to perform the receiving public
26 entity's duties and responsibilities. The receiving public entity and the receiving public
27 entity's agents, employees, and contractors shall maintain the confidential status of
28 the social security number or federal tax identification number.