

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2021

That the House recede from its amendments as printed on pages 1158-1161 of the Senate Journal and pages 1359-1363 of the House Journal and that Engrossed Senate Bill No. 2021 be amended as follows:

Page 1, line 2, after the semicolon insert "to provide an appropriation; to provide a contingent appropriation; to provide a statement of legislative intent;"

Page 2, line 3, replace "3,365,672" with "2,080,403"

Page 2, line 4, replace "16,792,816" with "9,926,842"

Page 2, line 6, replace "187,400" with "182,159"

Page 2, line 7, replace "(57,814)" with "91,936"

Page 2, line 9, replace "106,238" with "105,988"

Page 2, line 11, replace "8,219" with "8,094"

Page 2, line 13, replace "(2,360,110)" with "(2,216,110)"

Page 2, line 14, replace "\$1,855,446" with "(\$6,007,663)"

Page 2, line 15, replace "585,355" with "(7,569,758)"

Page 2, line 16, replace "1,270,091" with "1,562,095"

Page 2, line 23, replace "29,081,366" with "27,796,097"

Page 2, line 24, replace "48,913,676" with "42,047,702"

Page 2, line 26, replace "5,812,880" with "5,807,639"

Page 2, line 27, replace "736,004" with "885,754"

Page 2, line 29, replace "7,542,461" with "7,542,211"

Page 2, line 30, replace "686,562" with "686,437"

Page 2, line 31, replace "2,381,090" with "2,525,090"

Page 3, line 1, replace "108,167,550" with "100,304,441"

Page 3, line 2, replace "98,702,656" with "90,547,543"

Page 3, line 3, replace "9,464,894" with "9,756,898"

Page 3, after line 3, insert:

**"SECTION 4. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$125,000, or so much of the sum as may be necessary, to the secretary of state for a portion of the costs associated with migrating the agency's information technology data base from the AS/400 to a current platform, for the biennium beginning July 1, 2005, and ending June 30, 2007.

**SECTION 5. CONTINGENT APPROPRIATION.** If the fifty-ninth legislative assembly authorizes the replacement of the department of human services' medicaid management information system, there is appropriated out of special funds derived from other income, not otherwise appropriated, the sum of \$8,125,784 to the information technology department for costs associated with development and implementation of the system, for the biennium beginning July 1, 2005, and ending June 30, 2007. The information technology department is authorized ten additional full-time equivalent positions for the project; however, the positions are only authorized until the development and implementation of the system is completed.

**SECTION 6. CRIMINAL JUSTICE INFORMATION SHARING AND EDUCATIONAL TECHNOLOGY COUNCIL.** If federal homeland security funding or other federal funding becomes available, the first \$175,000 must be used to complete all proposed criminal justice information sharing initiative projects totaling \$418,910. The next \$50,000 must be used to replace funding from the general fund appropriated for the criminal justice information sharing initiative projects with the savings being made available to the educational technology council for additional classroom video and classroom transformation grants. Any remaining funds must be used to replace funding appropriated from the general fund with the funds from the general fund remaining unspent."

Page 3, line 27, replace "5" with "8"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**Senate Bill No. 2021 - Summary of Conference Committee Action**

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Secretary of State						
Total all funds	\$0	\$0	\$125,000	\$125,000	\$0	\$125,000
Less estimated income						
General fund	\$0	\$0	\$125,000	\$125,000	\$0	\$125,000
Information Technology Department						
Total all funds	\$109,640,934	\$108,167,550	\$262,675	\$108,430,225	\$108,962,117	(\$531,892)
Less estimated income	98,830,575	98,702,656	(29,329)	98,673,327	98,673,327	
General fund	\$10,810,359	\$9,464,894	\$292,004	\$9,756,898	\$10,288,790	(\$531,892)
Industrial Commission						
Total all funds	\$0	\$0	\$0	\$0	\$100,000	(\$100,000)
Less estimated income						
General fund	\$0	\$0	\$0	\$0	\$100,000	(\$100,000)
Bill Total						
Total all funds	\$109,640,934	\$108,167,550	\$387,675	\$108,555,225	\$109,062,117	(\$506,892)
Less estimated income	98,830,575	98,702,656	(29,329)	98,673,327	98,673,327	
General fund	\$10,810,359	\$9,464,894	\$417,004	\$9,881,898	\$10,388,790	(\$506,892)

**Senate Bill No. 2021 - Secretary of State - Conference Committee Action**

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Salaries and wages						
Operating expenses			\$125,000	\$125,000		\$125,000
Total all funds	\$0	\$0	\$125,000	\$125,000	\$0	\$125,000
Less estimated income						

General fund	\$0	\$0	\$125,000	\$125,000	\$0	\$125,000
FTE	0.00	0.00	0.00	0.00	0.00	0.00

### Dept. 108 - Secretary of State - Detail of Conference Committee Changes

	PROVIDES FUNDING FOR INFORMATION TECHNOLOGY PROJECT <sup>1</sup>	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages		
Operating expenses	\$125,000	\$125,000
Total all funds	\$125,000	\$125,000
Less estimated income		
General fund	\$125,000	\$125,000
FTE	0.00	0.00

<sup>1</sup> This amendment provides a \$125,000 general fund appropriation to the Secretary of State for a portion of the costs associated with migrating the agency's information technology data base from the AS/400 to a current platform. Funding of \$250,000 from the general fund for the project was removed from the agency's appropriations bill, House Bill No. 1002, by the House and not restored by the Senate.

### Senate Bill No. 2021 - Information Technology Department - Conference Committee Action

	EXECUTIVE BUDGET	SENATE VERSION	CONFERENCE COMMITTEE CHANGES	CONFERENCE COMMITTEE VERSION	HOUSE VERSION	COMPARISON TO HOUSE
Salaries and wages	\$29,200,029	\$29,081,366	(\$1,285,269)	\$27,796,097	\$27,796,097	
Operating expenses	48,913,676	48,913,676	(6,865,974)	42,047,702	42,047,702	
Capital assets	10,361,163	10,361,163		10,361,163	10,361,163	
Division of Independent Study	5,827,909	5,812,880	(5,241)	5,807,639	5,956,439	(\$148,800)
Educational Technology Council	1,755,189	736,004	149,750	885,754	1,093,936	(208,182)
EduTech	2,652,348	2,652,348		2,652,348	2,652,348	
Wide area network	7,543,414	7,542,461	(250)	7,542,211	7,542,211	
Geographic information system	687,206	686,562	(125)	686,437	686,437	
Criminal justice information sharing	2,700,000	2,381,090	144,000	2,525,090	2,700,000	(174,910)
Contingent appropriation			8,125,784	8,125,784	8,125,784	
Total all funds	\$109,640,934	\$108,167,550	\$262,675	\$108,430,225	\$108,962,117	(\$531,892)
Less estimated income	98,830,575	98,702,656	(29,329)	98,673,327	98,673,327	
General fund	\$10,810,359	\$9,464,894	\$292,004	\$9,756,898	\$10,288,790	(\$531,892)
FTE	265.20	265.20	0.00	265.20	265.20	0.00

### Dept. 112 - Information Technology Department - Detail of Conference Committee Changes

	REDUCES RECOMMENDED FUNDING FOR HEALTH INSURANCE	RESTORES FUNDING FOR THE EDUCATIONAL TECHNOLOGY COUNCIL <sup>1</sup>	RESTORES FUNDING FOR THE CRIMINAL JUSTICE INFORMATION SHARING INITIATIVE <sup>2</sup>	REMOVES FUNDING RELATING TO MMIS PROJECT AND PROVIDES A CONTINGENT APPROPRIATION <sup>3</sup>	TOTAL CONFERENCE COMMITTEE CHANGES
Salaries and wages	(\$25,459)			(\$1,259,810)	(\$1,285,269)
Operating expenses				(6,865,974)	(6,865,974)
Capital assets					
Division of Independent Study	(5,241)				(5,241)
Educational Technology Council	(250)	\$150,000			149,750
EduTech					
Wide area network	(250)				(250)
Geographic information system	(125)				(125)
Criminal justice information sharing			\$144,000		144,000
Contingent appropriation				8,125,784	8,125,784
Total all funds	(\$31,325)	\$150,000	\$144,000	\$0	\$262,675
Less estimated income	(29,329)				(29,329)
General fund	(\$1,996)	\$150,000	\$144,000	\$0	\$292,004
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> This amendment increases funding for Educational Technology Council grants to schools by \$150,000, from \$435,000 to \$585,000, to provide funding of \$35,000 for learning management system licenses and \$550,000 for classroom video grants, classroom transformation grants, and atomic learning licenses. The Senate reduced funding for Educational Technology Council grants to schools by \$1,018,182, from \$1,453,182 to \$435,000, and the House increased funding by \$358,182, from \$435,000 to \$793,182. The following is a summary of funding for grants to schools for the 2005-07 biennium:

Executive budget	\$1,453,182
Senate version	\$435,000
House version	\$793,182
Conference committee version	\$585,000

<sup>2</sup> This amendment restores funding of \$144,000 from the general fund for the criminal justice information sharing initiative. The amendment also adds a section of legislative intent providing that if federal funds become available, the department should use the federal funds for the initiative before the funding appropriated from the general fund. The Senate reduced funding from the general fund for the criminal justice information sharing initiative by \$318,910, from \$700,000 to \$381,090, and the House restored the funding of \$318,910. The following is a summary of funding from the general fund for the criminal justice information sharing initiative for the 2005-07 biennium:

Executive budget	\$700,000
Senate version	\$381,090
House version	\$700,000
Conference committee version	\$525,090

<sup>3</sup> This amendment provides that the funding and FTE positions associated with the replacement of the Medicaid management information system is contingent upon the approval of the project by the Legislative Assembly. This change was also made by the House.

This amendment also provides that \$50,000 may be made available from the criminal justice information sharing line item to the Educational Technology Council line item for additional classroom video and classroom transformation grants if federal funds become available to complete all proposed criminal justice information sharing projects.

This amendment does not include a section to amend subsection 11 of North Dakota Century Code Section 28-32-01 to provide that certain policies, standards, and guidelines of the Information Technology Department are exempt from compliance with the Administrative Agencies Practice Act.

This amendment does not include funding of \$148,800 from the general fund for the Division of Independent Study for developing, publishing, and distributing a North Dakota studies textbook and workbook for grades 4 and 8 as the funding is included in House Bill No. 1013. This funding was included in the House version of the bill.

**Senate Bill No. 2021 - Industrial Commission - Conference Committee Action**

This amendment does not provide any funding for the Industrial Commission for the costs associated with connecting the state paleontologist located in the Heritage Center to Internet2, as provided in the House version of the bill.