

**FIRST ENGROSSMENT
with Senate Amendments
ENGROSSED HOUSE BILL NO. 1021**

Introduced by

Appropriations Committee

1 A BILL for an Act to provide an appropriation for defraying the expenses of the information
2 technology department; to provide a report; to provide for a transfer; to provide an exemption;
3 and to provide for a legislative management study.

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

5 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds
6 as may be necessary, are appropriated out of any moneys in the general fund in the state
7 treasury, not otherwise appropriated, and from special funds derived from federal funds and
8 other income, to the information technology department for the purpose of defraying the
9 expenses of the information technology department, for the biennium beginning July 1, 2019,
10 and ending June 30, 2021, as follows:

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>	
11				
12				
13	Salaries and wages	\$59,359,772	\$22,014,729	\$81,374,501
14	Operating expenses	69,552,998	33,804,366	103,357,364
15	Capital assets	8,295,000	(4,041,883)	4,253,117
16	Center for distance education	9,079,116	(9,079,116)	0
17	Statewide longitudinal data system	4,310,561	76,584	4,387,145
18	Educational technology council	1,121,472	(1,121,472)	0
19	Edutech	9,752,767	(106,994)	9,645,773
20	K-12 wide area network	4,534,278	633,692	5,167,970
21	Geographic information system	1,147,716	1,054,913	2,202,629
22	Health information technology office	5,315,509	(436,363)	4,879,146
23	Statewide interoperable radio network	<u>13,700,000</u>	<u>(1,370,000)</u>	<u>12,330,000</u>
24	Total all funds	\$186,169,189	\$41,428,456	\$227,597,645

1	Less estimated income	<u>165,636,855</u>	<u>33,395,479</u>	<u>199,032,334</u>
2	Total general fund	\$20,532,334	\$8,032,977	\$28,565,311
3	Full-time equivalent positions	344.30	57.70	402.00

4 **SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO**

5 **SIXTY-SEVENTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time
6 funding items approved by the sixty-fifth legislative assembly for the 2017-19 biennium and the
7 one-time funding items included in the appropriation in section 1 of this Act:

8	<u>One-Time Funding Description</u>	<u>2017-19</u>	<u>2019-21</u>
9	Electronic payment processing system	\$375,000	\$0
10	Health information network expansion	43,555,133	0
11	Statewide interoperable network loan	15,000,000	0
12	Cybersecurity	0	11,400,000
13	Legacy lift project	0	2,000,000
14	Statewide land parcel project	<u>0</u>	<u>1,150,000</u>
15	Total all funds	\$58,930,133	\$14,550,000
16	Less estimated income	<u>58,930,133</u>	<u>3,150,000</u>
17	Total general fund	\$0	\$11,400,000

18 The 2019-21 biennium one-time funding amounts are not a part of the entity's base budget
19 for the 2021-23 biennium. The information technology department shall report to the
20 appropriations committees of the sixty-seventh legislative assembly on the use of this one-time
21 funding for the biennium beginning July 1, 2019, and ending June 30, 2021.

22 **SECTION 3. EXCEPTION - LINE ITEM TRANSFERS.** Notwithstanding section 54-16-04,
23 the director of the office of management and budget shall make transfers of funds between line
24 items in section 1 of this Act for the information technology department as may be requested by
25 the chief information officer as determined necessary for the development and implementation
26 of information technology projects. The department shall notify the legislative council of any
27 transfers made pursuant to this section.

28 **SECTION 4. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**

29 **FUND - INFORMATION TECHNOLOGY PROJECTS.** The estimated income line item in
30 section 1 of this Act includes the sum of \$3,150,000 from the strategic investment and

1 improvements fund for information technology projects, of which \$2,000,000 is for a legacy lift
2 project and \$1,150,000 is for a geographic information system statewide land parcel project.

3 **SECTION 5. EXEMPTION.** The sum of \$43,555,133 of federal and other funds
4 appropriated to the information technology department for the development of the health
5 information network and care coordination project in chapter 46 of the 2017 Session Laws is not
6 subject to the provisions of section 54-44.1-11. Any unexpended funds from this appropriation
7 are available for the completion of the health information network and care coordination project
8 during the biennium beginning July 1, 2019, and ending June 30, 2021.

9 **SECTION 6. LEGISLATIVE MANAGEMENT STUDY - DEVELOPMENT OF A LAND**

10 **ACCESS DATABASE.** During the 2019-20 interim, the legislative management shall consider
11 studying access to land for hunting and trapping and the development of a land access
12 database. If selected by the legislative management, the study must be conducted by a new
13 committee established by the legislative management to study access to public and private
14 lands for hunting, trapping, and related issues, including the development of a hunters access
15 database with the capability for landowners to provide electronic information regarding the
16 availability of the landowner's property for hunters and trappers. The voting members of the
17 committee must consist of the following, who must be appointed by the legislative management:

- 18 1. Two members representing agriculture organizations;
- 19 2. Two members representing sportsmen organizations; and
- 20 3. Five members of the legislative assembly, one of whom must be selected by the
21 committee as chairman of the committee, including:
 - 22 a. One member of the majority party in the house of representatives;
 - 23 b. One member of the minority party in the house of representatives;
 - 24 c. One member of the majority party in the senate;
 - 25 d. One member of the minority party in the senate; and
 - 26 e. One member from either party in either chamber.

27 The nonvoting members of the committee are:

- 28 1. A representative of the North Dakota association of counties;
- 29 2. The agriculture commissioner or the commissioner's designee;
- 30 3. The director of the game and fish department or the director's designee; and
- 31 4. The chief information officer or the officer's designee.

Sixty-sixth
Legislative Assembly

1 A member of the committee who is not a state employee is entitled to reimbursement for
2 mileage and expenses as provided by law for state officers and employees, to be paid by the
3 legislative council. A state employee who is a member of the committee is entitled to receive
4 that employee's regular salary and is entitled to reimbursement for mileage and expenses to be
5 paid by the employing agency. A member of the committee who is a member of the legislative
6 assembly is entitled to receive per diem compensation at the rate provided under section
7 54-35-10 for each day performing official duties of the committee. The legislative council shall
8 pay the per diem compensation and reimbursement for travel and expenses as provided by law
9 for any member of the committee who is a member of the legislative assembly. The committee
10 may establish a prototype hunters access database in select counties prior to August 1, 2020.
11 The legislative management shall report its findings and recommendations, together with any
12 legislation required to implement the recommendations, to the sixty-seventh legislative
13 assembly.