

Sixty-eighth
Legislative Assembly
of North Dakota

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 transfer; to provide an exemption; and to provide for a
3 report.

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, 2023,
10 and ending June 30, 2025, as follows:

		Adjustments or		
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>	
11				
12				
13	Salaries and wages	\$101,734,629	\$13,403,736	\$115,138,365
14	Operating expenses	114,588,112	38,416,587	153,004,699
15	Capital assets	3,443,909	466,662	3,910,571
16	Statewide longitudinal data system	4,486,278	123,913	4,610,191
17	Edutech	9,691,939	1,297,519	10,989,458
18	K-12 wide area network	4,679,718	2,505,240	7,184,958
19	Geographic information system	1,101,806	123,641	1,225,447
20	Health information technology office	8,725,871	76,117	8,801,988
21	Statewide interoperable radio network	14,193,796	4,236,103	18,429,899
22	Broadband infrastructure	<u>0</u>	<u>148,250,000</u>	<u>148,250,000</u>
23	Total all funds	\$262,646,058	\$208,899,518	\$471,545,576
24	Less estimated income	<u>233,670,105</u>	<u>188,005,063</u>	<u>421,675,168</u>

1	Total general fund	\$28,975,953	\$20,894,455	\$49,870,408
2	Full-time equivalent positions	479.00	28.00	507.00

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

4 **SIXTY-NINTH LEGISLATIVE ASSEMBLY.** The following amounts reflect the one-time funding
5 items approved by the sixty-seventh legislative assembly for the 2021-23 biennium and the
6 one-time funding items included in the appropriation in section 1 of this Act:

7	<u>One-Time Funding Description</u>	<u>2021-23</u>	<u>2023-25</u>
8	Cybersecurity	\$6,500,000	\$0
9	Health information technology office	6,000,000	3,000,000
10	Broadband infrastructure grants	45,000,000	0
11	North Dakota stockmen's association grant	401,000	0
12	Enterprise digitization project	0	10,000,000
13	Governance, risk, and compliance costs	0	5,456,876
14	Customer relationship management program	0	6,500,000
15	Universal vulnerability management project	0	3,000,000
16	Capitol security upgrade and fiber replacement project	0	2,499,467
17	Inflationary increases	0	7,825,000
18	Broadband, equity, access, and deployment program	<u>0</u>	<u>148,250,000</u>
19	Total all funds	\$57,901,000	\$186,531,343
20	Less estimated income	<u>57,901,000</u>	<u>180,081,343</u>
21	Total general fund	\$0	\$6,450,000

22 The 2023-25 biennium one-time funding amounts are not a part of the entity's base budget
23 for the 2025-27 biennium. The information technology department shall report to the
24 appropriations committees of the sixty-ninth legislative assembly on the use of this one-time
25 funding for the biennium beginning July 1, 2023, and ending June 30, 2025.

26 **SECTION 3. ADDITIONAL INCOME - APPROPRIATION.** All federal funds received by the
27 information technology department in excess of those funds appropriated in section 1 of this Act
28 are appropriated to the information technology department for the biennium beginning July 1,
29 2023, and ending June 30, 2025.

30 **SECTION 4. ESTIMATED INCOME - TRANSFER - HEALTH INFORMATION**
31 **TECHNOLOGY PLANNING LOAN FUND TO ELECTRONIC HEALTH INFORMATION**

1 **EXCHANGE FUND.** Notwithstanding section 6-09-43, the estimated income line item in
2 section 1 of this Act includes the sum of \$3,000,000, or so much of the sum as may be
3 necessary, which the Bank of North Dakota shall transfer, as requested by the chief information
4 officer, from the health information technology planning loan fund to the electronic health
5 information exchange fund for the purpose of defraying the expenses of the health information
6 technology office and the health information network during the biennium beginning July 1,
7 2023, and ending June 30, 2025.

8 **SECTION 5. EXEMPTION - LINE ITEM TRANSFERS.** Notwithstanding section 54-16-04,
9 the director of the office of management and budget shall make transfers of funds between line
10 items in section 1 of this Act for the information technology department as may be requested by
11 the chief information officer as determined necessary for the development and implementation
12 of information technology projects. The department shall notify the legislative council of any
13 transfers made pursuant to this section.

14 **SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**
15 **FUND.** The estimated income line item in section 1 of this Act includes the sum of \$16,500,000
16 from the strategic investment and improvements fund, of which \$10,000,000 is for the
17 enterprise digitization project and \$6,500,000 is for the customer relationship management
18 program.

19 **SECTION 7. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND.** The
20 estimated income line item in section 1 of this Act includes the sum of \$2,499,467 from federal
21 funds derived from the state fiscal recovery fund for the capitol security software upgrade and
22 fiber replacement project.

23 **SECTION 8. EXEMPTION - BROADBAND INFRASTRUCTURE GRANTS.** The amount of
24 \$45,000,000 appropriated from federal funds derived from the coronavirus capital projects fund
25 for the broadband infrastructure grants program in section 9 of chapter 548 of the 2021 Special
26 Session Session Laws is not subject to section 54-44.1-11 and is available for the program
27 during the biennium beginning July 1, 2023, and ending June 30, 2025.

28 **SECTION 9. EXEMPTION - NORTH DAKOTA STOCKMEN'S ASSOCIATION BRANDING**
29 **INSPECTION SYSTEM.** The amount of \$401,000 appropriated from federal funds derived from
30 the state fiscal recovery fund for the purpose of providing a grant to the North Dakota
31 stockmen's association for conversion of a paper-based brand inspection program to an

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- 1 electronic system in subsection 23 of section 1 of chapter 550 of the 2021 Special Session
- 2 Session Laws is not subject to section 54-44.1-11 and is available for the program during the
- 3 biennium beginning July 1, 2023, and ending June 30, 2025.