

Introduced by

Appropriations Committee

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

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, 2021,
10 and ending June 30, 2023.

	Governor's		
	Base Level	Recommendation	Appropriation
13 Salaries and wages	\$81,374,501	\$106,565,859	\$81,374,501
14 Operating expenses	89,957,364	121,765,498	89,957,364
15 Capital assets	4,253,117	3,512,875	4,253,117
16 Statewide longitudinal data system	4,387,145	4,502,960	4,387,145
17 Edutech	9,645,773	9,732,048	9,645,773
18 K-12 wide area network	5,167,970	4,687,209	5,167,970
19 Geographic information system	1,052,629	1,104,646	1,052,629
20 Health information technology office	4,879,146	9,166,366	4,879,146
21 Statewide interoperable radio network	12,330,000	14,196,314	12,330,000
22 Total all funds	\$213,047,645	\$275,233,775	\$213,047,645
23 Less estimated income	195,882,334	257,408,936	195,882,334

Sixty-seventh
Legislative Assembly

1	Total general fund	\$17,165,311	\$17,824,839	\$17,165,311
2	Full-time equivalent positions	402.00	497.00	402.00
3				
4			Adjustments or	
5		Base Level	Enhancements	Appropriation
6	Salaries and wages	\$81,374,501	\$22,303,093	\$103,677,594
7	Operating expenses	89,957,364	31,290,748	121,248,112
8	Capital assets	4,253,117	(809,208)	3,443,909
9	Statewide longitudinal data system	4,387,145	106,287	4,493,432
10	Edutech	9,645,773	55,493	9,701,266
11	K-12 wide area network	5,167,970	(485,481)	4,682,489
12	Geographic information system	1,052,629	50,425	1,103,054
13	Health information technology office	4,879,146	9,850,377	14,729,523
14	Statewide interoperable radio network	12,330,000	1,864,902	14,194,902
15	Total all funds	\$213,047,645	\$64,226,636	\$277,274,281
16	Less estimated income	195,882,334	46,980,361	242,862,695
17	Total general fund	\$17,165,311	\$17,246,275	\$34,411,586
18	Full-time equivalent positions	402.00	86.00	488.00

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

SIXTY-EIGHTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-sixth legislative assembly for the 2019-21 biennium and the one-time funding items included in the appropriation in section 1 of this Act:

22	One-Time Funding Description	2019-21	2021-23
23	Cybersecurity	\$15,400,000	\$0
24	Statewide land parcel project	1,150,000	0
25	Statewide interoperable radio network	120,000,000	0
26	Total all funds	\$136,550,000	\$0
27	Less estimated income	125,150,000	0
28	Total general fund	\$11,400,000	\$0
29	Cybersecurity	\$15,400,000	\$0
30	Statewide land parcel project	1,150,000	0
31	Statewide interoperable radio network	120,000,000	0

1	<u>Health information technology office</u>	<u>0</u>	<u>6,000,000</u>
2	<u>Total all funds</u>	<u>\$136,550,000</u>	<u>\$6,000,000</u>
3	<u>Less estimated income</u>	<u>125,150,000</u>	<u>6,000,000</u>
4	<u>Total general fund</u>	<u>\$11,400,000</u>	<u>\$0</u>

5 The 2021-23 biennium one-time funding amounts are not a part of the entity's base budget
6 for the 2023-25 biennium. The information technology department shall report to the
7 appropriations committees of the sixty-eighth legislative assembly on the use of this one-time
8 funding for the biennium beginning July 1, 2021, and ending June 30, 2023.

9 **SECTION 3. ESTIMATED INCOME - TRANSFER - HEALTH INFORMATION**
10 **TECHNOLOGY PLANNING LOAN FUND TO INFORMATION TECHNOLOGY DEPARTMENT**
11 **OPERATING SERVICE FUND - LEGISLATIVE INTENT - ONE-TIME FUNDING.**

12 Notwithstanding section 6-09-43, the estimated income line item in section 1 of this Act includes
13 the sum of \$6,000,000, or so much of the sum as may be necessary, which the Bank of North
14 Dakota shall transfer, as requested by the chief information officer, from the health information
15 technology planning loan fund to the information technology department operating service fund
16 for the purpose of defraying the expenses of the health information technology office and the
17 health information network during the biennium beginning July 1, 2021, and ending June 30,
18 2023. It is the intent of the sixty-seventh legislative assembly that funding be transferred only to
19 the extent federal funding is not available to defray the expenses of the health information
20 technology office and the health information network during the 2021-23 biennium. This funding
21 is considered a one-time funding item.

22 **SECTION 4. EXEMPTION - 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 5. EXEMPTION - STATEWIDE INTEROPERABLE RADIO NETWORK.** The
29 \$20,000,000 appropriated from the strategic investment and improvements fund for the
30 statewide interoperable radio network in section 8 of chapter 293 of the 2019 Session Laws is

1 not subject to section 54-44.1-11 and is available for the statewide interoperable radio network
2 project during the biennium beginning July 1, 2021, and ending June 30, 2023.

3 **SECTION 6. LEGISLATIVE INTENT - 2019-21 BIENNIUM LEGACY FUND EARNINGS -**
4 **CYBERSECURITY.** It is the intent of the sixty-seventh legislative assembly that the
5 \$16,547,033 appropriated from the general fund for cybersecurity initiatives in section 1 of this
6 Act be derived from 2019-21 biennium legacy fund earnings, of which \$4,824,465 is in the
7 salaries and wages line item, \$11,591,534 is in the operating expenses line item, and \$131,034
8 is in the capital assets line item.