

**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 transfer; and to provide an exemption.

3 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

4 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
5 as may be necessary, are appropriated out of any moneys in the general fund in the state  
6 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
7 other income, to the information technology department for the purpose of defraying the  
8 expenses of the information technology department, for the biennium beginning July 1, 2023,  
9 and ending June 30, 2025, as follows:

		Adjustments or	
	<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
12 Salaries and wages	\$101,734,629	\$2,637,257	\$104,371,886
13 Operating expenses	114,588,112	34,416,587	149,004,699
14 Capital assets	3,443,909	466,662	3,910,571
15 Statewide longitudinal data system	4,486,278	1,096,400	5,582,678
16 Edutech	9,691,939	472,369	10,164,308
17 K-12 wide area network	4,679,718	1,682,892	6,362,610
18 Geographic information system	1,101,806	106,086	1,207,892
19 Health information technology office	8,725,871	16,240	8,742,111
20 Statewide interoperable radio network	14,193,796	4,207,673	18,401,469
21 Broadband infrastructure	<u>0</u>	<u>148,250,000</u>	<u>148,250,000</u>
22 Total all funds	\$262,646,058	\$193,352,166	\$455,998,224
23 Less estimated income	<u>233,670,105</u>	<u>178,267,274</u>	<u>411,937,379</u>

1	Total general fund	\$28,975,953	\$15,084,892	\$44,060,845
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	7,000,000
13	Call center software upgrade project	0	3,000,000
14	Governance, risk, and compliance costs	0	5,456,876
15	Customer relationship management program	0	5,000,000
16	Universal vulnerability management project	0	1,000,000
17	Capitol security upgrade and fiber replacement project	0	2,499,467
18	Inflationary increases	0	7,325,000
19	Statewide longitudinal data system	0	1,075,000
20	Broadband, equity, access, and deployment program	<u>0</u>	<u>147,762,480</u>
21	State and local cybersecurity grant program	<u>0</u>	<u>487,520</u>
22	Total all funds	\$57,901,000	\$183,606,343
23	Less estimated income	<u>57,901,000</u>	<u>179,093,823</u>
24	Total general fund	\$0	\$4,512,520

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

29       **SECTION 3. ADDITIONAL INCOME - APPROPRIATION.** All federal funds received by the  
30 information technology department in excess of those funds appropriated in section 1 of this Act

1 are appropriated to the information technology department for the biennium beginning July 1,  
2 2023, and ending June 30, 2025.

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

5 **EXCHANGE FUND.** Notwithstanding section 6-09-43, the estimated income line item in  
6 section 1 of this Act includes the sum of \$3,000,000, or so much of the sum as may be  
7 necessary, which the Bank of North Dakota shall transfer, as requested by the chief information  
8 officer, from the health information technology planning loan fund to the electronic health  
9 information exchange fund for the purpose of defraying the expenses of the health information  
10 technology office and the health information network during the biennium beginning July 1,  
11 2023, and ending June 30, 2025.

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

18 **SECTION 6. ESTIMATED INCOME - STRATEGIC INVESTMENT AND IMPROVEMENTS**  
19 **FUND.** The estimated income line item in section 1 of this Act includes the sum of \$15,000,000  
20 from the strategic investment and improvements fund, of which \$7,000,000 is for the enterprise  
21 digitization project, \$3,000,000 is for the call center software upgrade project, and \$5,000,000 is  
22 for the customer relationship management program.

23 **SECTION 7. ESTIMATED INCOME - FEDERAL STATE FISCAL RECOVERY FUND.** The  
24 estimated income line item in section 1 of this Act includes the sum of \$3,499,467 from federal  
25 funds derived from the state fiscal recovery fund, of which \$2,499,467 is for the capitol security  
26 software upgrade and fiber replacement project and \$1,000,000 is for the universal vulnerability  
27 management project.

28 **SECTION 8. ESTIMATED INCOME - CHOICE READY DASHBOARD EXPANSION**

29 **PROJECT.** The estimated income line item in section 1 of this Act includes the sum of  
30 \$4,856,876 from the information technology department operating service fund for department  
31 of public instruction-related projects, of which \$300,000 is for a choice ready dashboard

1 expansion project to allow schools to monitor student progress for graduation and report the  
2 results to the department of public instruction.

3 **SECTION 9. EXEMPTION - BROADBAND INFRASTRUCTURE GRANTS.** Of the  
4 \$45,000,000 appropriated from federal funds derived from the coronavirus capital projects fund  
5 for the broadband infrastructure grants program in section 9 of chapter 548 of the 2021 Special  
6 Session Session Laws, \$18,500,000 is not subject to section 54-44.1-11 and is available for the  
7 program during the biennium beginning July 1, 2023, and ending June 30, 2025.

8 **SECTION 10. EXEMPTION - NORTH DAKOTA STOCKMEN'S ASSOCIATION**  
9 **BRANDING INSPECTION SYSTEM.** The amount of \$401,000 appropriated from federal funds  
10 derived from the state fiscal recovery fund for the purpose of providing a grant to the North  
11 Dakota stockmen's association for conversion of a paper-based brand inspection program to an  
12 electronic system in subsection 23 of section 1 of chapter 550 of the 2021 Special Session  
13 Session Laws is not subject to section 54-44.1-11 and is available for the program during the  
14 biennium beginning July 1, 2023, and ending June 30, 2025.