

PROPOSED AMENDMENTS TO ENGROSSED SENATE BILL NO. 2332

In lieu of the amendments adopted by the House as printed on page 967 of the House Journal, Engrossed Senate Bill No. 2332 is amended as follows:

Page 1, line 3, replace "repeal" with "amend and reenact"

Page 1, line 4, remove "and" and after "appropriation" insert "; and to declare an emergency"

Page 1, line 10, remove "The health information technology office is established in the state department of"

Page 1, remove lines 11 through 24

Page 2, remove lines 1 through 11

Page 2, line 12, remove "represent a single interest."

Page 2, line 15, replace "4." with "2."

Page 2, line 22, after the underscored semicolon insert "and"

Page 2, line 24, replace "; and" with an underscored period

Page 2, replace lines 25 through 30 with:

**"SECTION 2. AMENDMENT.** Section 23-01-31 of the North Dakota Century Code is amended and reenacted as follows:

**23-01-31. North Dakota health information technology steering committee.**

The North Dakota health information technology steering committee consists of the state health officer or the state health officer's designee, the governor or the governor's designee, the executive director of the department of human services or the executive director's designee, and nine individuals appointed by the governor ~~to represent state government interests~~, and individuals appointed by the state health officer to represent health information technology stakeholders.

**SECTION 3. PLANNING AND IMPLEMENTATION GRANTS.** The state department of health may accept planning and implementation grants under the federal American Recovery and Reinvestment Act of 2009 and disburse the funds to the health information technology office, which may distribute the funds to nonprofit providers with broad stakeholder group representation to improve quality and efficiency through the health information technology office. The state department of health may accept grants to establish loan programs for the purchase of certified electronic health record technology used to exchange health information and provide the funds to the health information technology office, to provide the funds to nonprofit providers with broad stakeholder group representation to improve quality and efficiency through the health technology information office. The grants require a twenty percent match of nonfederal funds by the nonprofit providers, beginning January 1, 2010. The granting authority of the health information technology office is limited to the biennium beginning July 1, 2009, and ending June 30, 2011. Before October 2010, the health information technology office shall report to the legislative council on the status of the current grant and potential funding needs for the 2011-13 biennium.

**SECTION 4. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$250,000, or so much of the sum as may be necessary, to the state department of health for the purpose of defraying the costs of the health information technology office and advisory committee, for the biennium beginning July 1, 2009, and ending June 30, 2011.

**SECTION 5. APPROPRIATION.** There is appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$2,000,000, or so much of the sum as may be necessary, and from federal funds made available to the state under the federal American Recovery and Reinvestment Act of 2009, the sum of \$20,000,000, or so much of the sum as may be necessary, as planning and implementation grants to be accepted by the state department of health as provided in section 3 of this Act. The state department of health may spend funds under this section subject to budget section approval of the plan developed by the health information technology office. Any general fund moneys appropriated under this section are not part of the agency's 2011-13 base budget.

**SECTION 6. EMERGENCY.** This Act is declared to be an emergency measure."

Page 3, remove lines 1 through 5

Renumber accordingly