

PROPOSED AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1021

That the Senate recede from its amendments as printed on pages 1529-1531 of the House Journal and pages 1323 and 1324 of the Senate Journal and that Engrossed House Bill No. 1021 be amended as follows:

Page 1, line 2, after the semicolon insert "to provide appropriations to certain agencies for desktop support services; to provide a legislative report;"

Page 1, line 2, remove "and"

Page 1, line 2, after "transfers" insert "; to create and enact a new section to chapter 54-59 of the North Dakota Century Code, relating to centralized desktop support services; and to amend and reenact the new section to chapter 54-59 of the North Dakota Century Code as created by section 8 of Senate Bill No. 2326, as approved by the sixty-fourth legislative assembly, relating to the mandatory disclosure of information to the information technology department"

Page 1, remove lines 12 through 24

Page 2, replace lines 1 through 4 with:

"Salaries and wages	\$51,553,251	\$6,559,964	\$58,113,215
Accrued leave payments	2,626,084	(2,626,084)	0
Operating expenses	64,734,643	6,262,534	70,997,177
Capital assets	12,500,600	(3,650,600)	8,850,000
Center for distance education	5,868,391	3,378,214	9,246,605
Statewide longitudinal data system	1,870,754	4,879,907	6,750,661
Educational technology council	1,614,609	1,091,338	2,705,947
EduTech	8,052,094	1,247,897	9,299,991
K-12 wide area network	4,928,177	75,271	5,003,448
Geographic information system	1,245,294	26,044	1,271,338
Health information technology office	4,750,723	1,129,921	5,880,644
Criminal justice information sharing	3,069,361	(3,069,361)	0
Federal stimulus funds	<u>6,800,000</u>	<u>(6,800,000)</u>	<u>0</u>
Total all funds	\$169,613,981	\$8,505,045	\$178,119,026
Less estimated income	<u>149,674,553</u>	<u>2,038,486</u>	<u>151,713,039</u>
Total general fund	\$19,939,428	\$6,466,559	\$26,405,987
Full-time equivalent positions	340.30	10.00	350.30"

Page 2, after line 12, insert:

"Health data study	0	500,000
Statewide longitudinal data system	0	1,250,000"

Page 2, replace lines 14 through 16 with:

"Total all funds	\$1,315,000	\$2,800,000
Less estimated income	<u>0</u>	<u>500,000</u>
Total general fund	\$1,315,000	\$2,300,000"

Page 2, after line 20, insert:

**"SECTION 3. HEALTH DATA STUDY - REPORT TO INFORMATION TECHNOLOGY COMMITTEE.** The health information technology office line item includes the sum of \$500,000, from special funds, federal funds, or other funds, for the purpose of hiring a consultant to provide a health data study, for the biennium beginning July 1, 2015, and ending June 30, 2017. Before July 1, 2016, the information technology department shall report the findings of the consultant to the information technology committee."

Page 3, after line 2, insert:

**"SECTION 6. AMENDMENT.** Section 8 of Senate Bill No. 2326, as approved by the sixty-fourth legislative assembly, is amended and reenacted as follows:

**State agencies - Mandatory provision of information - Confidentiality.**

1. The information technology department may request from any state agency:
  - a. All information required by 20 U.S.C. 9871(e)(2)(D); ~~and~~
  - b. Any other educational information the statewide longitudinal data system committee determines is required for a longitudinal data system to comply with state or federal law; ~~and~~
  - c. Unemployment insurance wage data from job service North Dakota for education and workforce development program evaluations, except that job service North Dakota may not disclose any data identifying an individual.
2. Subject to applicable restrictions on the use and disclosure of confidential information required to comply with federal and state privacy laws, any state agency receiving a request for information under subsection 1 shall provide the information at the time and in the manner required by the information technology department.

**SECTION 7.** A new section to chapter 54-59 of the North Dakota Century Code is created and enacted as follows:

**Required use of centralized desktop support services.**

1. The following state agencies shall obtain centralized desktop support services from the information technology department:
  - a. Office of administrative hearings.
  - b. Office of the governor.
  - c. Commission on legal counsel for indigents.
  - d. Public employees retirement system.
  - e. North Dakota university system office.
  - f. Department of career and technical education.
  - g. Department of financial institutions.
  - h. Department of veterans' affairs.

- i. Aeronautics commission.
  - j. Tobacco prevention and control executive committee.
  - k. Council on the arts.
  - l. Agriculture commissioner.
  - m. Department of labor and human rights.
  - n. Indian affairs commission.
  - o. Protection and advocacy project.
  - p. Secretary of state.
  - q. State treasurer.
  - r. State auditor.
  - s. Securities department.
2. The office of management and budget, after receiving advice from the information technology department, shall establish policies and guidelines for the delivery of desktop support services, including the transition from existing systems to functional consolidation, with consideration given to the creation of efficiencies, cost-savings, and improved quality of service. For purposes of this section "desktop support services" means technical assistance and device management relating to the use of personal computers and peripheral devices.

**SECTION 8. APPROPRIATION - DESKTOP SUPPORT.** The funds provided in this section, or so much of the funds as may be necessary, are appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds and other income to the agencies named for the purpose of defraying the expenses of desktop support services provided by the information technology department, for the biennium beginning July 1, 2015, and ending June 30, 2017.

<u>Agency</u>	<u>General Fund</u>	<u>Other Funds</u>	<u>Total</u>
Office of administrative hearings	\$0	\$17,600	\$17,600
Office of the governor	97,760	0	97,760
Commission on legal counsel for indigents	214,855	0	214,855
Public employees retirement system	0	152,950	152,950
North Dakota university system office	175,350	0	175,350
Department of career and technical education	210,590	0	210,590
Department of financial institutions	0	66,325	66,325
Department of veterans' affairs	34,635	0	34,635
Aeronautics commission	0	17,090	17,090
Total	\$733,190	\$253,965	\$987,155

**SECTION 9. ONE-TIME FUNDING.** The following amounts reflect the 2015-17 one-time funding items included in the appropriations in section 8 of this Act:

<u>Agency - One-Time Funding Description</u>	<u>General Fund</u>	<u>Other Funds</u>
Office of administrative hearings	\$0	\$14,040
Office of the governor	45,200	0
Commission on legal counsel for indigents	122,275	0

Public employees retirement system	0	77,370
North Dakota university system office	81,750	0
Department of career and technical education	106,750	0
Department of financial institutions	0	66,325
Department of veterans' affairs	26,895	0
Aeronautics commission	0	14,810
Total	\$382,870	\$172,545"

Renumber accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

**House Bill No. 1021 - Summary of Conference Committee Action**

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
<b>Governor's Office</b>						
Total all funds	\$0	\$0	\$97,760	\$97,760	\$0	\$97,760
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$97,760	\$97,760	\$0	\$97,760
<b>Information Technology Department</b>						
Total all funds	\$169,613,981	\$172,448,080	\$5,670,946	\$178,119,026	\$177,385,971	\$733,055
Less estimated income	149,674,553	149,163,459	2,549,580	151,713,039	149,979,984	1,733,055
General fund	\$19,939,428	\$23,284,621	\$3,121,366	\$26,405,987	\$27,405,987	(\$1,000,000)
<b>Office of Administrative Hearings</b>						
Total all funds	\$0	\$0	\$17,600	\$17,600	\$0	\$17,600
Less estimated income	0	0	17,600	17,600	0	17,600
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Commission on Legal Counsel for Indigents</b>						
Total all funds	\$0	\$0	\$214,855	\$214,855	\$0	\$214,855
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$214,855	\$214,855	\$0	\$214,855
<b>Public Employees Retirement System</b>						
Total all funds	\$0	\$0	\$152,950	\$152,950	\$0	\$152,950
Less estimated income	0	0	152,950	152,950	0	152,950
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>University System Office</b>						
Total all funds	\$0	\$0	\$175,350	\$175,350	\$0	\$175,350
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$175,350	\$175,350	\$0	\$175,350
<b>Dept. of Career and Technical Education</b>						
Total all funds	\$0	\$0	\$210,590	\$210,590	\$0	\$210,590
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$210,590	\$210,590	\$0	\$210,590
<b>Department of Veterans' Affairs</b>						
Total all funds	\$0	\$0	\$34,635	\$34,635	\$0	\$34,635
Less estimated income	0	0	0	0	0	0
General fund	\$0	\$0	\$34,635	\$34,635	\$0	\$34,635
<b>Aeronautics Commission</b>						
Total all funds	\$0	\$0	\$17,090	\$17,090	\$0	\$17,090
Less estimated income	0	0	17,090	17,090	0	17,090
General fund	\$0	\$0	\$0	\$0	\$0	\$0
<b>Department of Financial</b>						

Institutions							
Total all funds	\$0	\$0	\$66,325	\$66,325	\$0	\$66,325	
Less estimated income	0	0	66,325	66,325	0	66,325	
General fund	\$0	\$0	\$0	\$0	\$0	\$0	
Bill total							
Total all funds	\$169,613,981	\$172,448,080	\$6,658,101	\$179,106,181	\$177,385,971	\$1,720,210	
Less estimated income	149,674,553	149,163,459	2,803,545	151,967,004	149,979,984	1,987,020	
General fund	\$19,939,428	\$23,284,621	\$3,854,556	\$27,139,177	\$27,405,987	(\$266,810)	

### House Bill No. 1021 - General Fund Summary

	Base Budget	House Version	Conference Committee Changes <sup>1</sup>	Conference Committee Version	Senate Version	Comparison to Senate
Governor's Office			\$97,760	\$97,760		\$97,760
Office of Administrative Hearings						
Commission on Legal Counsel for Indigents			214,855	214,855		214,855
Public Employees Retirement System						
University System Office			175,350	175,350		175,350
Dept. of Career and Technical Education			210,590	210,590		210,590
Department of Veterans' Affairs			34,635	34,635		34,635
Aeronautics Commission						
Department of Financial Institutions						
Total general fund			\$733,190	\$733,190		\$733,190

### House Bill No. 1021 - Other Funds Summary

	Base Budget	House Version	Conference Committee Changes <sup>1</sup>	Conference Committee Version	Senate Version	Comparison to Senate
Governor's Office			17,600	17,600		17,600
Office of Administrative Hearings						
Commission on Legal Counsel for Indigents			152,950	152,950		152,950
Public Employees Retirement System						
University System Office						
Dept. of Career and Technical Education						
Department of Veterans' Affairs						
Aeronautics Commission			17,090	17,090		17,090
Department of Financial Institutions			66,325	66,325		66,325
Total other funds			\$253,965	\$253,965		\$253,965

### House Bill No. 1021 - All Funds Summary

	Base Budget	House Version	Conference Committee Changes <sup>1</sup>	Conference Committee Version	Senate Version	Comparison to Senate
Governor's Office			\$97,760	\$97,760		\$97,760
Office of Administrative Hearings			17,600	17,600		17,600
Commission on Legal Counsel for Indigents			214,855	214,855		214,855
Public Employees Retirement System			152,950	152,950		152,950
University System Office			175,350	175,350		175,350
Dept. of Career and Technical Education			210,590	210,590		210,590

Department of Veterans' Affairs			34,635	34,635	34,635
Aeronautics Commission			17,090	17,090	17,090
Department of Financial Institutions			66,325	66,325	66,325
<b>Total all funds</b>			<b>\$987,155</b>	<b>\$987,155</b>	<b>\$987,155</b>
FTE	0.00	0.00	0.00	0.00	0.00

<sup>1</sup> Funding of \$987,155, of which \$733,190 is from the general fund is provided to the listed agencies for defraying the cost of desktop support services provided by the Information Technology Department. The appropriations include the following one-time funding items relating to desktop support:

	General Fund	Other Funds	Total
Governor's office	\$45,200		\$45,200
Office of Administrative Hearings		\$14,040	14,040
Commission on Legal Counsel for Indigents	122,275		122,275
Public Employees Retirement System		77,370	77,370
North Dakota University System Office	81,750		81,750
Department of Career and Technical Education	106,750		106,750
Department of Financial Institutions		66,325	66,325
Department of Veterans' Affairs	26,895		26,895
Aeronautics Commission		14,810	14,810
<b>Total</b>	<b>\$382,870</b>	<b>\$172,545</b>	<b>\$555,415</b>

### House Bill No. 1021 - Information Technology Department - Conference Committee Action

	Base Budget	House Version	Conference Committee Changes	Conference Committee Version	Senate Version	Comparison to Senate
Salaries and wages	\$51,553,251	\$58,290,270	(\$177,055)	\$58,113,215	\$58,113,215	
Operating expenses	64,734,643	69,738,122	1,259,055	70,997,177	69,764,122	1,233,055
Capital assets	12,500,600	8,850,000		8,850,000	8,850,000	
Center for distance education	5,868,391	6,607,946	2,638,659	9,246,605	8,996,605	250,000
Statewide longitudinal data system	1,870,754	5,505,409	1,245,252	6,750,661	8,000,661	(1,250,000)
Educational technology council	1,614,609	2,707,304	(1,357)	2,705,947	2,705,947	
EduTech	8,052,094	9,087,495	212,496	9,299,991	9,299,991	
K-12 wide area network	4,928,177	5,006,161	(2,713)	5,003,448	5,003,448	
Geographic information system	1,245,294	1,272,016	(678)	1,271,338	1,271,338	
Health information technology office	4,750,723	5,383,357	497,287	5,880,644	5,380,644	500,000
Criminal justice information sharing	3,069,361					
Federal stimulus	6,800,000					
Accrued leave payments	2,626,084					
<b>Total all funds</b>	<b>\$169,613,981</b>	<b>\$172,448,080</b>	<b>\$5,670,946</b>	<b>\$178,119,026</b>	<b>\$177,385,971</b>	<b>\$733,055</b>
Less estimated income	149,674,553	149,163,459	2,549,580	151,713,039	149,979,984	1,733,055
<b>General fund</b>	<b>\$19,939,428</b>	<b>\$23,284,621</b>	<b>\$3,121,366</b>	<b>\$26,405,987</b>	<b>\$27,405,987</b>	<b>(\$1,000,000)</b>
FTE	340.30	345.30	5.00	350.30	350.30	0.00

### Department No. 112 - Information Technology Department - Detail of Conference Committee Changes

	Adjusts Funding for Health Insurance Premium Increases <sup>1</sup>	Adds Funding for Centers for Distance Education <sup>2</sup>	Adds Funding for K-12 College and Career Readiness <sup>3</sup>	Adds Funding for Security Analyst <sup>4</sup>	Adds Funding for Desktop Support <sup>5</sup>	Adds One-Time Funding for Statewide Longitudinal Data System <sup>6</sup>
Salaries and wages	(\$177,055)					
Operating expenses				26,000	1,233,055	
Capital assets						
Center for distance education	(17,638)	2,406,297	250,000			

Statewide longitudinal data system	(4,748)					1,250,000
Educational technology council	(1,357)					
EduTech	(20,351)			232,847		
K-12 wide area network	(2,713)					
Geographic information system	(678)					
Health information technology office	(2,713)					
Criminal justice information sharing						
Federal stimulus						
Accrued leave payments						
Total all funds	(\$227,253)	\$2,406,297	\$250,000	\$258,847	\$1,233,055	\$1,250,000
Less estimated income	(180,754)	997,279	0	0	1,233,055	0
General fund	(\$46,499)	\$1,409,018	\$250,000	\$258,847	\$0	\$1,250,000
FTE	0.00	4.00	0.00	1.00	0.00	0.00

	<b>Adds One-Time Funding for Health Care Study<sup>7</sup></b>	<b>Total Conference Committee Changes</b>
Salaries and wages		(\$177,055)
Operating expenses		1,259,055
Capital assets		
Center for distance education		2,638,659
Statewide longitudinal data system		1,245,252
Educational technology council		(1,357)
EduTech		212,496
K-12 wide area network		(2,713)
Geographic information system		(678)
Health information technology office	500,000	497,287
Criminal justice information sharing		
Federal stimulus		
Accrued leave payments		
Total all funds	\$500,000	\$5,670,946
Less estimated income	500,000	2,549,580
General fund	\$0	\$3,121,366
FTE	0.00	5.00

<sup>1</sup> Funding for employee health insurance premiums is adjusted to reflect the revised premium estimate of \$1,130.22 per month. The same as the Senate.

<sup>2</sup> Funding is added for the Centers for Distance Education for K-12 education, including funding for temporary employees, software, contractual services and repairs (\$1,706,578), as well as 4 teacher FTE positions (\$678,791) and related salary increases (\$20,928), the same as the Senate version.

<sup>3</sup> Provides funding to Centers for Distance Education to offer remedial and advanced placement courses. The Senate did not provide the funding.

<sup>4</sup> Funding is added for a security analyst FTE position (\$225,000) and related operating expenses (\$26,000) and salary increase (\$7,847) to provide security at the Fusion Center, the same as the Senate version.

<sup>5</sup> Funding is provided for the Information Technology Department to provide desktop support services to the following agencies:

1. Office of Administrative Hearings.
2. Office of the Governor.
3. Commission on Legal Counsel for Indigents.

4. Public Employees Retirement System.
5. North Dakota University System Office.
6. Career and Technical Education.
7. Department of Veterans' Affairs.
8. Aeronautics Commission.
9. Department of Financial Institutions.

The Senate did not provide funding for the desktop support services.

<sup>6</sup> One-time funding is added for contractor and development expenses to continue the statewide longitudinal data system project. The Senate provided one-time funding of \$2.5 million for the project.

<sup>7</sup> Provides one-time funding from special funds, federal funds, or other funds to hire a consultant to provide a health care study. The Senate did not provide funding for the study.

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This amendment also provides:

- A new section which amends Section 8 of House Bill No. 2326 as approved by the 64<sup>th</sup> Legislative Assembly which requires Job Service North Dakota to disclose unemployment insurance wage data for education and workforce development evaluations, unless it is individual data.
- A new section which provides \$500,000 from the health information technology office line item for the purpose of hiring a consultant to conduct a health care study. The funding is considered one-time funding.
- A section requiring certain agencies to obtain desktop support services from the Information Technology Department.