

HOUSE BILL NO. 1021

Introduced by

Appropriations Committee

(At the request of the Governor)

1 A BILL for an Act to provide an appropriation for defraying the expenses of the information
2 technology department; and to create and enact a new section to chapter 54-59 of the North
3 Dakota Century Code, relating to borrowing authority of the information technology department.

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

5 **SECTION 1. BASE LEVEL FUNDING INFORMATION.** The amounts identified in this
6 section represent the base level funding component appropriated to the information technology
7 department in section 3 of this Act as follows:

8	Salaries and wages	\$29,327,174
9	Operating expenses	48,908,146
10	Capital assets	10,361,163
11	Division of independent study	6,016,779
12	Educational technology council	886,597
13	EduTech	2,652,348
14	Wide area network	7,542,950
15	Geographic information system	686,980
16	Criminal justice information sharing	<u>2,525,090</u>
17	Total all funds - Base level	\$108,907,227
18	Less estimated income - Base level	<u>98,934,390</u>
19	Total general fund - Base level	\$9,972,837

20 **SECTION 2. FUNDING ADJUSTMENTS OR ENHANCEMENTS INFORMATION.** The
21 amounts identified in this section represent the funding adjustments or enhancements to the
22 base funding level for the information technology department which are included in the
23 appropriation in section 3 of this Act as follows:

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1	Salaries and wages	\$9,119,477
2	Operating expenses	8,241,502
3	Capital assets	1,784,087
4	Division of independent study	359,226
5	Educational technology council	19,977
6	EduTech	70,000
7	Wide area network	(3,476,024)
8	Geographic information system	11,333
9	Criminal justice information sharing	(172,642)
10	Total all funds - Adjustments/enhancements	\$15,956,936
11	Less estimated income - Adjustments/enhancements	<u>14,661,339</u>
12	Total general fund - Adjustments/enhancements	\$1,295,597

13 **SECTION 3. APPROPRIATION.** The funds provided in this section, or so much of the
14 funds as may be necessary, are appropriated out of any moneys in the general fund in the state
15 treasury, not otherwise appropriated, and from special funds derived from federal funds and
16 other income, to the information technology department for the purpose of defraying the
17 expenses of that agency, for the biennium beginning July 1, 2007, and ending June 30, 2009,
18 as follows:

19	Salaries and wages	\$38,446,651
20	Operating expenses	57,149,648
21	Capital assets	12,145,250
22	Division of independent study	6,376,005
23	Educational technology council	906,574
24	EduTech	2,722,348
25	Wide area network	4,066,926
26	Geographic information system	698,313
27	Criminal justice information sharing	<u>2,352,448</u>
28	Total all funds	\$124,864,163
29	Less estimated income	<u>113,595,729</u>
30	Total general fund appropriation	\$11,268,434

1 **SECTION 4. TRANSFERS.** Notwithstanding section 54-16-04, the director of the office
2 of management and budget shall make transfers of funds between line items in section 3 of this
3 Act for the information technology department as may be requested by the chief information
4 officer as determined necessary for the development and implementation of information
5 technology projects.

6 **SECTION 5.** A new section to chapter 54-59 of the North Dakota Century Code is
7 created and enacted as follows:

8 **Borrowing authority - E-rate funding - Emergency commission approval.**

9 Notwithstanding the limitations provided in section 54-59-05 and upon the approval of the
10 emergency commission, the department may borrow from the Bank of North Dakota an amount
11 necessary to pay telecommunications costs for connecting approved schools and libraries in
12 the event e-rate funding is not received by the department from the schools and libraries
13 division of the universal service administrative company. In addition to the principal repayment,
14 the Bank of North Dakota is entitled to receive interest on the loan at a rate equal to other state
15 agency borrowings. If at the end of the biennium a balance exists on any loan obtained
16 pursuant to this section and funds are not anticipated to be available from the schools and
17 libraries division of the universal service administrative company to repay the loan, the
18 department shall request a deficiency appropriation from the legislative assembly to repay to
19 loan.