

**Sixty-second Legislative Assembly of North Dakota
In Regular Session Commencing Tuesday, January 4, 2011**

SENATE BILL NO. 2002
(Appropriations Committee)
(At the request of the Governor)

AN ACT to provide an appropriation for defraying the expenses of the office of the secretary of state and public printing; to provide an exemption; and to amend and reenact section 54-09-05 of the North Dakota Century Code, relating to the salary of the secretary of state.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. APPROPRIATION. 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 derived from federal funds and other income, to the secretary of state for the purpose of defraying the expenses of the secretary of state and public printing, for the biennium beginning July 1, 2011, and ending June 30, 2013, as follows:

Subdivision 1.

SECRETARY OF STATE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Salaries and wages	\$3,129,509	\$293,834	\$3,423,343
Operating expenses	2,372,950	3,792,039	6,164,989
Petition review	8,000	0	8,000
Election reform	8,344,107	(2,137,295)	6,206,812
Bank of North Dakota loan	3,400,698	(3,400,698)	0
Total all funds	\$17,255,264	(\$1,452,120)	\$15,803,144
Less estimated income	12,315,676	(5,528,692)	6,786,984
Total general fund	\$4,939,588	\$4,076,572	\$9,016,160
Full-time equivalent positions	28.00	0.00	28.00

Subdivision 2.

SECRETARY OF STATE - PUBLIC PRINTING

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Operating expenses	\$337,000	(\$27,000)	\$310,000
Total general fund	\$337,000	(\$27,000)	\$310,000

Subdivision 3.

BILL TOTAL

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
Grand total general fund	\$5,276,588	\$4,049,572	\$9,326,160
Grand total special funds	12,315,676	(5,528,692)	6,786,984
Grand total all funds	\$17,592,264	(\$1,479,120)	\$16,113,144

SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO SIXTY-THIRD LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time funding items approved by the sixty-first legislative assembly for the 2009-11 biennium and the 2011-13 one-time funding items included in the appropriation of section 1 of this Act:

<u>One-Time Funding Description</u>	<u>2009-11</u>	<u>2011-13</u>
Mainframe migration computer project	\$780,000	\$3,500,000
Federal matching funds	30,000	0
Transfer to election fund	25,000	0
Online public meeting system	<u>0</u>	<u>43,039</u>
Total general fund	\$835,000	\$3,543,039

The 2011-13 one-time funding amounts are not part of the entity's base budget for the 2013-15 biennium. The secretary of state shall report to the appropriations committees of the sixty-third legislative assembly on the use of the one-time funding for the biennium beginning July 1, 2011, and ending June 30, 2013.

SECTION 3. MAINFRAME MIGRATION COMPUTER PROJECT - FUNDING LIMITATION. One-time funding of \$3,500,000 from the general fund for the mainframe migration computer project included in the operating expenses line item of subdivision 1 of section 1 of this Act may not be used for any other purpose and the appropriation authority must be canceled on June 30, 2013, in accordance with provisions of section 54-44.1-11.

SECTION 4. EXEMPTION - GENERAL SERVICES OPERATING FUND. Any unexpended and unobligated balance remaining in the secretary of state's general services operating fund on June 30, 2011, is not subject to the provisions of section 54-09-08, and any unexpended funds are available and may be expended by the secretary of state, during the biennium beginning July 1, 2011, and ending June 30, 2013, for the database and processing platform migration project.

SECTION 5. AMENDMENT. Section 54-09-05 of the North Dakota Century Code is amended and reenacted as follows:

54-09-05. Salary of secretary of state.

The annual salary of the secretary of state is ~~eighty-three~~ninety thousand ~~five~~three hundred ~~fifty~~sixty dollars through June 30, ~~2010~~2012, and ~~eighty-seven~~ninety-three thousand ~~seven~~hundred ~~twenty-eight~~seventy-one dollars thereafter.

President of the Senate

Speaker of the House

Secretary of the Senate

Chief Clerk of the House

This certifies that the within bill originated in the Senate of the Sixty-second Legislative Assembly of North Dakota and is known on the records of that body as Senate Bill No. 2002.

Senate Vote: Yeas 45 Nays 0 Absent 2

House Vote: Yeas 93 Nays 1 Absent 0

Secretary of the Senate

Received by the Governor at _____ M. on _____, 2011.

Approved at _____ M. on _____, 2011.

Governor

Filed in this office this _____ day of _____, 2011,

at _____ o'clock _____ M.

Secretary of State