

**HOUSE BILL NO. 1002**

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 office of the  
2 secretary of state and public printing; to provide ~~an exemption~~exemptions; and to amend and  
3 reenact section 54-09-05 of the North Dakota Century Code ~~and section 3 of chapter 28 of the~~  
4 ~~2011 Session Laws~~, relating to the salary of the secretary of state ~~and funding of the mainframe-~~  
5 ~~migration computer project.~~

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

7 **SECTION 1. APPROPRIATION.** The funds provided in this section, or so much of the funds  
8 as may be necessary, are appropriated out of any moneys in the general fund in the state  
9 treasury, not otherwise appropriated, and from special funds derived from federal funds and  
10 other income, to the secretary of state for the purpose of defraying the expenses of the  
11 secretary of state and public printing, for the biennium beginning July 1, 2013, and ending  
12 June 30, 2015, as follows:

## Subdivision 1.

## SECRETARY OF STATE

	<u>Base Level</u>	<u>Adjustments or Enhancements</u>	<u>Appropriation</u>
17 <del>Salaries and wages</del>	<del>\$3,423,343</del>	<del>\$968,702</del>	<del>\$4,392,045</del>
18 <del>Operating expenses</del>	<del>2,621,950</del>	<del>41,647</del>	<del>2,663,597</del>
19 <u>Salaries and wages</u>	<u>\$3,423,343</u>	<u>\$765,153</u>	<u>\$4,188,496</u>
20 <u>Accrued leave payment</u>	<u>0</u>	<u>82,831</u>	<u>82,831</u>
21 <u>Operating expenses</u>	<u>2,621,950</u>	<u>(58,353)</u>	<u>2,563,597</u>
22 Capital assets	0	10,000	10,000
23 Petition review	8,000	0	8,000
24 Election reform	<u>6,206,812</u>	<u>(1,063,697)</u>	<u>5,143,115</u>

Sixty-third  
Legislative Assembly

1	<del>Total all funds</del>	<del>\$12,260,105</del>	<del>(\$43,348)</del>	<del>\$12,216,757</del>
2	<del>Less estimated income</del>	<del>6,786,984</del>	<del>(941,135)</del>	<del>5,845,849</del>
3	<del>Total general fund</del>	<del>\$5,473,121</del>	<del>\$897,787</del>	<del>\$6,370,908</del>
4	<u>Total all funds</u>	<u>\$12,260,105</u>	<u>(\$264,066)</u>	<u>\$11,996,039</u>
5	<u>Less estimated income</u>	<u>6,786,984</u>	<u>(944,809)</u>	<u>5,842,175</u>
6	<u>Total general fund</u>	<u>\$5,473,121</u>	<u>\$680,743</u>	<u>\$6,153,864</u>
7	Full-time equivalent positions	28.00	3.00	31.00

8 Subdivision 2.

9 SECRETARY OF STATE - PUBLIC PRINTING

10			Adjustments or	
11		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
12	Public printing	<u>\$310,000</u>	<u>\$10,500</u>	<u>\$320,500</u>
13	Total general fund	<u>\$310,000</u>	<u>\$10,500</u>	<u>\$320,500</u>

14 Subdivision 3.

15 BILL TOTAL

16			Adjustments or	
17		<u>Base Level</u>	<u>Enhancements</u>	<u>Appropriation</u>
18	<del>Grand total general fund</del>	<del>\$5,783,121</del>	<del>\$908,287</del>	<del>\$6,691,408</del>
19	<del>Grand total special funds</del>	<del>6,786,984</del>	<del>(941,135)</del>	<del>5,845,849</del>
20	<del>Grand total all funds</del>	<del>\$12,570,105</del>	<del>(\$32,848)</del>	<del>\$12,537,257</del>
21	<u>Grand total general fund</u>	<u>\$5,783,121</u>	<u>\$691,243</u>	<u>\$6,474,364</u>
22	<u>Grand total special funds</u>	<u>6,786,984</u>	<u>(944,809)</u>	<u>5,842,175</u>
23	<u>Grand total all funds</u>	<u>\$12,570,105</u>	<u>(\$253,566)</u>	<u>\$12,316,539</u>

24 SECTION 2. ONE-TIME FUNDING - EFFECT ON BASE BUDGET - REPORT TO

25 SIXTY-FOURTH LEGISLATIVE ASSEMBLY. The following amounts reflect the one-time  
26 funding items approved by the sixty-second legislative assembly for the 2011-13 biennium and  
27 the 2013-15 one-time funding items included in the appropriation of section 1 of this Act:

28	<u>One-Time Funding Description</u>	<u>2011-13</u>	<u>2013-15</u>
29	Mainframe migration computer project	\$3,500,000	\$0
30	Online public meeting system	43,039	0
31	<u>Funding for three new full-time equivalent positions</u>	<u>0</u>	<u>283,754</u>

1	<u>Overtime funding</u>	<u>0</u>	<u>225,600</u>
2	Multipurpose copier	0	10,000
3	Information technology hosting charges	<u>0</u>	<u>84,000</u>
4	<del>Total general fund</del>	<del>\$3,543,039</del>	<del>\$94,000</del>
5	<u>Total general fund</u>	<u>\$3,543,039</u>	<u>\$603,354</u>

6 The 2013-15 one-time funding amounts are not part of the entity's base budget for the 2015-17  
7 biennium. The secretary of state shall report to the appropriations committees of the sixty-fourth  
8 legislative assembly on the use of the one-time funding for the biennium beginning July 1, 2013,  
9 and ending June 30, 2015.

10 **SECTION 3. EXEMPTION - GENERAL SERVICES OPERATING FUND.** Any unexpended  
11 and unobligated balance remaining in the secretary of state's general services operating fund  
12 on June 30, 2013, is not subject to the provisions of section 54-09-08, and any unexpended  
13 funds are available and may be expended by the secretary of state, during the biennium  
14 beginning July 1, 2013, and ending June 30, 2015, for the database and processing platform  
15 migration project.

16 **SECTION 4. AMENDMENT.** Section 54-09-05 of the North Dakota Century Code is  
17 amended and reenacted as follows:

18 **54-09-05. Salary of secretary of state.**

19 The annual salary of the secretary of state is ~~ninety-six~~ninety-five thousand  
20 ~~three~~seven hundred ~~sixty~~ninety-four ~~sixty-three~~sixty-three dollars through June 30, 20122014, and  
21 ~~ninety-three~~one hundred ~~ninety-eight~~ninety-eight thousand ~~seventy-one~~six hundred ~~sixty-six~~thirty-nine  
22 dollars thereafter.

23 ~~SECTION 5. AMENDMENT.~~ Section 3 of chapter 28 of the 2011 Session Laws is amended  
24 and reenacted as follows:

25 ~~SECTION 3. MAINFRAME MIGRATION COMPUTER PROJECT - FUNDING~~  
26 ~~LIMITATION.~~ One-time funding of \$3,500,000 from the general fund for the mainframe-  
27 migration computer project included in the operating expenses line item of  
28 subdivision 1 of section 1 of this Act may not be used for any other purpose and the  
29 appropriation authority must be canceled on June 30, 20132015, in accordance with  
30 provisions of section 54-44.1-11.

1     **SECTION 5. EXEMPTION - MAINFRAME MIGRATION COMPUTER PROJECT.**

2     Unexpended funding of \$1,750,000 provided in the operating expenses line item of  
3     subdivision 1 of section 1 of chapter 28 of the 2011 Session Laws is not subject to the  
4     provisions of section 54-44.1-11 at the end of the 2011-13 biennium and may be continued into  
5     the 2013-15 biennium for the completion of the mainframe migration computer project.

6     **SECTION 6. NEW FULL-TIME EQUIVALENT POSITIONS - LIMITED AUTHORIZATION.**

7     The two new full-time equivalent business registration unit positions and the one new full-time  
8     equivalent business information unit position included in subdivision 1 of section 1 of this Act  
9     are authorized only for the biennium beginning July 1, 2013, and ending June 30, 2015. The  
10    secretary of state shall reevaluate these positions after the completion of the mainframe  
11    migration computer project to determine if the positions will be requested as part of the agency's  
12    2015-17 biennium budget request as optional items.