

**SECOND ENGROSSMENT  
with Senate Amendments  
REENGROSSED HOUSE BILL NO. 1051**

Introduced by

Legislative Management

(Information Technology Committee)

1 A BILL for an Act to create and enact two new subdivisions to subsection 1 of section 15-10-44  
2 of the North Dakota Century Code, relating to electronic mail services and retention for  
3 institutions of higher education; to amend and reenact subsection 1 of section 54-46-02 of the  
4 North Dakota Century Code, relating to records management; and to provide an appropriation.

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

6 **SECTION 1.** Two new subdivisions to subsection 1 of section 15-10-44 of the North Dakota  
7 Century Code are created and enacted as follows:

8 Requiring utilization by each institution under the control and supervision of the  
9 board of systemwide electronic mail services provided by the board for all public  
10 business electronic correspondence.

11 Development and implementation of an electronic mail retention policy for the  
12 board and institutions under the supervision and control of the board which  
13 requires retention of nonstudent employee electronic mail messages for at least  
14 two years after the creation or receipt of the message.

15 **SECTION 2. AMENDMENT.** Subsection 1 of section 54-46-02 of the North Dakota Century  
16 Code is amended and reenacted as follows:

17 1. "Agency" means any department, office, commission, board, or other unit, however  
18 designated, of the executive branch of state government, including the state board of  
19 higher education and the entities under the control of the state board of higher  
20 education.

21 **SECTION 3. APPROPRIATION.** There is appropriated out of any moneys in the general  
22 fund in the state treasury, not otherwise appropriated, the sum of \$350,000, or so much of the

Sixty-fourth  
Legislative Assembly

1 sum as may be necessary, to the state board of higher education for the purpose of defraying  
2 expenses related to the retention of nonstudent employee electronic mail messages, for the  
3 biennium beginning July 1, 2015, and ending June 30, 2017. The funding provided in this  
4 section is considered a one-time funding item.