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HOUSE BILL NO. 10

INTRODUCED BY M. HOPKINS

BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING

A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO FINANCING INFORMATION TECHNOLOGY CAPITAL PROJECTS; APPROPRIATING MONEY FOR INFORMATION TECHNOLOGY CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2025; PROVIDING FOR MATTERS RELATING TO THE APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS FROM THE GENERAL FUND TO THE LONG-RANGE INFORMATION TECHNOLOGY PROGRAM ACCOUNT; PROVIDING FOR THE DEVELOPMENT AND ACQUISITION OF NEW INFORMATION TECHNOLOGY SYSTEMS FOR VARIOUS DEPARTMENTS AND THE MONTANA UNIVERSITY SYSTEM; MODIFYING CERTAIN MOTOR VEHICLE FEES; PROVIDING FOR REPAYMENT OF FUNDS BY THE DEPARTMENT OF JUSTICE; AMENDING SECTIONS 61-3-203, 61-3-204, 61-3-550, AND 61-6-158, MCA; AND PROVIDING AN IMMEDIATE EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

**NEW SECTION. Section 1. Definitions.** For the purposes of [this act], the following definitions apply:

- (1) "Chief information officer" has the meaning provided in 2-17-506.
- (2) "Information technology" has the meaning provided in 2-17-506.
- (3) "Information technology capital project" means a group of interrelated information technology activities that are planned and executed in a structured sequence to create a unique product or service.
- (4) "LRITP" means the long-range information technology program account in the capital projects fund type.

**NEW SECTION. Section 2. Appropriations and authorizations.** (1) All business application systems funded under this section must have a plan approved by the chief information officer for the design, definition, creation, storage, and security of the data associated with the application system. The security

**Amendment - 1st Reading-white - (H) Appropriations**

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0010.001.004

1 aspects of the plan must address but are not limited to authentication and granting of system privileges,  
 2 safeguards against unauthorized access to or disclosure of sensitive information, and, consistent with state  
 3 records retention policies, plans for the removal of sensitive data from the system when it is no longer needed.  
 4 It is the intent of this subsection that specific consideration be given to the potential sharing of data with other  
 5 state agencies in the design, definition, creation, storage, and security of the data. This plan must be approved  
 6 by the chief information officer and the budget director prior to releasing a request for proposal or similar  
 7 procurement document.

8 (2) Funds may not be released for a project until the chief information officer and the budget  
 9 director approve the plans described in subsection (1) and have reviewed and approved results from requests  
 10 for proposals or similar procurement procedures and contract documents.

11 (3) The following money is appropriated to the department of administration to be used only for the  
 12 indicated information technology capital projects:

Agency/Project	LRITP	State Special Revenue	Federal Special Revenue	Proprietary	Total
DEPARTMENT OF ADMINISTRATION -STATE INFORMATION TECHNOLOGY SERVICES					
Montana Cybersecurity Enhancement Project	21,513,774				21,513,774
E-Discovery/Public Information Request Software	2,000,000				
DEPARTMENT OF AGRICULTURE					
Commodity Assessment System	350,000	20,000			370,000
SAFHER Federal System		166,667	33,333		200,000
Grant Management System		40,000	20,000		60,000
DEPARTMENT OF LIVESTOCK					

**Amendment - 1st Reading-white - (H) Appropriations**

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0010.001.004

1	Animal Health System			
2		450,000		450,000
3	Snowflake Integration			
4		125,000		125,000
5	Google AI			
6		425,000		425,000
7	PUBLIC SERVICE COMMISSION			
8	Software Modernization (REDDI)			
9		1,496,436		1,496,436
10	DEPARTMENT OF NATURAL RESOURCES & CONSERVATION			
11	Financial Management System			
12		758,800	596,200	1,355,000
13	Fire Finance Processing System			
14		500,000		500,000
15	Flathead Reservation Information Technology System			
16		700,000		700,000
17	Trust Land Management System Customer Portal			
18		2,000,000		2,000,000
19	<del>OFFICE OF PUBLIC DEFENDER</del>			
20	<del>Wi-Fi Updates in Courthouses</del>			
21		<del>350,000</del>		<del>350,000</del>
22	DEPARTMENT OF CORRECTIONS			
23	Offender Management System			
24		18,000,000		18,000,000
25	DEPARTMENT OF PUBLIC HEALTH & HUMAN SERVICES			
26	Comprehensive Child Welfare Information System			
27		12,537,881	12,537,881	25,075,762
28	Montana Child Support Enforcement Automated System			

**Amendment - 1st Reading-white - (H) Appropriations**

- 2023

68th Legislature 2023

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HB0010.001.004

1		4,412,940	6,304,200	20,803,860	31,521,000
2					
3	Electronic Health Records & Billing – State Facilities				
4		25,000,000	2,321,690	285,614	27,607,304
5	Montana Healthcare Programs Modularity Project				
6		4,940,613		44,465,517	49,406,130
7	SNAP Employment & Training Enterprise Solution				
8		1,400,000		1,400,000	2,800,000
9	Electronic Benefits Transfer System Replacement				
10		1,250,000		1,250,000	2,500,000

**NEW SECTION. Section 3. Judicial branch information technology capital projects**

**appropriation.** (1) (a) There is appropriated to the supreme court \$850,000 from the LRITP for courtroom remote appearance video system in the judicial branch.

(b) There is appropriated to the supreme court \$500,000 from the LRITP for courthouse security initiative in the judicial branch.

(2) Before encumbering any funds appropriated in subsection (1), the office of court administrator shall submit a project and security plan, as described in [section 2(1)], to the chief information officer. The chief information officer shall promptly review the plan and, if necessary, make timely recommendations to the office of court administrator regarding implementation of the plan. The project and security plan, as described in [section 2(1)], must be implemented no later than December 30, 2024.

(3) As part of the annual report to the law and justice interim committee and the house appropriations subcommittee required under 3-1-702, the office of court administrator shall include an update on the implementation of projects funded under this section.

**NEW SECTION. Section 4. Department of justice information technology capital projects**

**appropriation.** (1) Subject to [sections ~~7 and 8~~ and 9], there is appropriated to the department of justice \$50,511,000 from the LRITP for replacement of the MERLIN system in the department of justice.

1 (2) Before encumbering any funds appropriated in subsection (1), the department of justice shall  
2 submit a project and security plan to the chief information officer. The chief information officer shall promptly  
3 review the plan and, if necessary, make timely recommendations to the department of justice regarding  
4 implementation of the plan.

5 (3) The department of justice shall provide a quarterly update to the law and justice interim  
6 committee and the legislative finance committee on the implementation of projects funded under this section.

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8 **NEW SECTION. Section 5. Montana university system/university of Montana technology**  
9 **capital project appropriation.** (1) There is appropriated \$6,164,320 from the LRITP to the Montana university  
10 system/university of Montana for the cyberMontana cybersecurity initiative.

11 (2) Before encumbering any funds appropriated in subsection (1), the Montana university  
12 system/university of Montana shall submit a project and security plan to the chief information officer. The chief  
13 information officer shall promptly review the plan, and if necessary, make timely recommendations to the  
14 Montana university system/university of Montana regarding implementation of the plan.

15 (3) The Montana university system/university of Montana shall provide a quarterly update to the  
16 legislative finance committee on the implementation of projects funded under this section.

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18 **Section 6.** Section 61-3-203, MCA, is amended to read:

19 **"61-3-203. Fee for original certificate of title -- disposition.** (1) ~~Until June 30, 2028, a~~ A person  
20 applying for a certificate of title shall pay the department, its authorized agent, or a county treasurer a fee of:

21 (a) \$10 if the vehicle for which a certificate of title is sought is not a light vehicle or a truck or bus  
22 that weighs 1 ton or less; or

23 (b) \$12 if the vehicle for which application is made is a light vehicle or a truck or bus that weighs 1  
24 ton or less.

25 (2) The amount of \$5 of the fee imposed pursuant to subsection (1) must be forwarded to the  
26 department for deposit in the motor vehicle information technology system account provided for in 61-3-550,  
27 and the remaining amount must be deposited in the state general fund.

28 (3) For expedited certificates of title, which may be issued only by the Montana motor vehicle

**Amendment - 1st Reading-white - (H) Appropriations**

- 2023

68th Legislature 2023

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HB0010.001.004

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2            NEW SECTION. Section 10. Transfer of funds. The state treasurer shall transfer ~~\$147,575,008~~  
3 ~~\$153,389,328~~ from the general fund to the LRITP on an as-needed incremental basis no later than June 30,  
4 2025.

5

6            NEW SECTION. Section 11. Severability. If a part of [this act] is invalid, all valid parts that are  
7 severable from the invalid part remain in effect. If a part of [this act] is invalid in one or more of its applications,  
8 the part remains in effect in all valid applications that are severable from the invalid applications.

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10           NEW SECTION. Section 12. Effective date. [This act] is effective on passage and approval.

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- END -