

1 HOUSE BILL NO. 10  
2 INTRODUCED BY M. HOPKINS  
3 BY REQUEST OF THE OFFICE OF BUDGET AND PROGRAM PLANNING  
4  
5 A BILL FOR AN ACT ENTITLED: "AN ACT REVISING LAWS RELATED TO FINANCING INFORMATION  
6 TECHNOLOGY CAPITAL PROJECTS; APPROPRIATING MONEY FOR INFORMATION TECHNOLOGY  
7 CAPITAL PROJECTS FOR THE BIENNIUM ENDING JUNE 30, 2025; PROVIDING FOR MATTERS  
8 RELATING TO THE APPROPRIATIONS; PROVIDING FOR A TRANSFER OF FUNDS FROM THE GENERAL  
9 FUND TO THE LONG-RANGE INFORMATION TECHNOLOGY PROGRAM ACCOUNT; PROVIDING FOR  
10 THE DEVELOPMENT AND ACQUISITION OF NEW INFORMATION TECHNOLOGY SYSTEMS FOR  
11 VARIOUS DEPARTMENTS AND THE MONTANA UNIVERSITY SYSTEM; MODIFYING CERTAIN MOTOR  
12 VEHICLE FEES; PROVIDING FOR REPAYMENT OF FUNDS BY THE DEPARTMENT OF JUSTICE;  
13 AMENDING SECTIONS 61-3-203, 61-3-204, 61-3-550, AND 61-6-158, MCA; AND PROVIDING AN  
14 IMMEDIATE EFFECTIVE DATE."

15  
16 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

17  
18 NEW SECTION. Section 1. Definitions. For the purposes of [this act], the following definitions apply:

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

25  
26 NEW SECTION. Section 2. Appropriations and authorizations. (1) All business application  
27 systems funded under this section must have a plan approved by the chief information officer for the design,

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- 2023

68th Legislature 2023

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HB0010.002.002

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

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

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

Agency/Project	LRITP	State Special Revenue	Federal Special Revenue	Proprietary	Total
17 DEPARTMENT OF ADMINISTRATION -STATE INFORMATION TECHNOLOGY SERVICES					
18 Montana Cybersecurity Enhancement Project					
19 <hr style="border: 1px solid red;"/>					
	<u>21,513,774</u>				<u>21,513,774</u>
20					
	<u>19,362,397</u>				<u>19,362,397</u>
21 E-Discovery/Public Information Request Software					
22 <hr style="border: 1px solid red;"/>					
	<u>2,000,000</u>				
23					
	<u>1,800,000</u>				<u>1,800,000</u>
24 DEPARTMENT OF AGRICULTURE					
25 Commodity Assessment System					
	350,000	20,000			370,000
27 SAFHER Federal System					

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- 2023

68th Legislature 2023

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HB0010.002.002

1		166,667	33,333	200,000
2	Grant Management System			
3		40,000	20,000	60,000
4	DEPARTMENT OF LIVESTOCK			
5	Animal Health System			
6		450,000		450,000
7	Snowflake Integration			
8		125,000		125,000
9	Google AI			
10		425,000		425,000
11	PUBLIC SERVICE COMMISSION			
12	Software Modernization (REDDI)			
13		1,496,436		1,496,436
14	DEPARTMENT OF NATURAL RESOURCES & CONSERVATION			
15	Financial Management System			
16		<del>758,800</del>	<del>596,200</del>	<del>1,355,000</del>
17		<u>607,800</u>	<u>596,200</u>	<u>1,204,000</u>
18	Fire Finance Processing System			
19		500,000		500,000
20	Flathead Reservation Information Technology System			
21		<del>700,000</del>		<del>700,000</del>
22		<u>656,667</u>		<u>656,667</u>
23	Trust Land Management System Customer Portal			
24		2,000,000		2,000,000
25	OFFICE OF PUBLIC DEFENDER			
26	Wi-Fi Updates in Courthouses			
27		350,000		350,000

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68th Legislature 2023

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HB0010.002.002

1 DEPARTMENT OF CORRECTIONS

2 Offender Management System

3 ~~18,000,000~~ ~~18,000,000~~

4 17,750,000 17,750,000

5 DEPARTMENT OF PUBLIC HEALTH & HUMAN SERVICES

6 Comprehensive Child Welfare Information System

7 12,537,881 12,537,881 25,075,762

8 Montana Child Support Enforcement Automated System

9 4,412,940 6,304,200 20,803,860 31,521,000

10  
11 Electronic Health Records & Billing – State Facilities

12 ~~25,000,000~~ ~~2,321,690~~ ~~285,614~~ ~~27,607,304~~

13 20,108,980 2,321,690 285,614 22,716,284

14 Montana Healthcare Programs Modularity Project

15 4,940,613 44,465,517 49,406,130

16 SNAP Employment & Training Enterprise Solution

17 1,400,000 1,400,000 2,800,000

18 Electronic Benefits Transfer System Replacement

19 1,250,000 1,250,000 2,500,000

20  
21 **NEW SECTION. Section 3. Judicial branch information technology capital projects**

22 **appropriation.** (1) (a) There is appropriated to the supreme court ~~\$850,000~~ \$782,500 from the LRITP for  
23 courtroom remote appearance video system in the judicial branch.

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

26 (2) Before encumbering any funds appropriated in subsection (1), the office of court administrator  
27 shall submit a project and security plan, as described in [section 2(1)], to the chief information officer. The chief

**Amendment - 1st Reading/2nd House-blue - Requested by: Dan Bartel - (S) Finance and Claims**

- 2023

68th Legislature 2023

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HB0010.002.002

1 information officer shall promptly review the plan and, if necessary, make timely recommendations to the office  
2 of court administrator regarding implementation of the plan. THE PROJECT AND SECURITY PLAN, AS DESCRIBED IN  
3 [SECTION 2(1)], MUST BE IMPLEMENTED NO LATER THAN DECEMBER 30, 2024.

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

7  
8 **NEW SECTION. Section 4. Department of justice information technology capital projects**  
9 **appropriation.** (1) Subject to [sections 7 and 8 AND 9], there is appropriated to the department of justice  
10 ~~\$50,511,000~~ ~~\$50,486,000~~ from the LRITP for replacement of the MERLIN system in the department of justice.

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

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

17  
18 **NEW SECTION. SECTION 5. MONTANA UNIVERSITY SYSTEM/UNIVERSITY OF MONTANA TECHNOLOGY**  
19 **CAPITAL PROJECT APPROPRIATION.** (1) THERE IS APPROPRIATED \$6,164,320 FROM THE LRITP TO THE MONTANA  
20 UNIVERSITY SYSTEM/UNIVERSITY OF MONTANA FOR THE CYBERMONTANA CYBERSECURITY INITIATIVE.

21 (2) BEFORE ENCUMBERING ANY FUNDS APPROPRIATED IN SUBSECTION (1), THE MONTANA UNIVERSITY  
22 SYSTEM/UNIVERSITY OF MONTANA SHALL SUBMIT A PROJECT AND SECURITY PLAN TO THE CHIEF INFORMATION OFFICER.  
23 THE CHIEF INFORMATION OFFICER SHALL PROMPTLY REVIEW THE PLAN, AND IF NECESSARY, MAKE TIMELY  
24 RECOMMENDATIONS TO THE MONTANA UNIVERSITY SYSTEM/UNIVERSITY OF MONTANA REGARDING IMPLEMENTATION OF  
25 THE PLAN.

26 (3) THE MONTANA UNIVERSITY SYSTEM/UNIVERSITY OF MONTANA SHALL PROVIDE A QUARTERLY UPDATE  
27 TO THE LEGISLATIVE FINANCE COMMITTEE ON THE IMPLEMENTATION OF PROJECTS FUNDED UNDER THIS SECTION.

**Amendment - 1st Reading/2nd House-blue - Requested by: Dan Bartel - (S) Finance and Claims**

- 2023

68th Legislature 2023

Drafter: Katy Callon, 406-444-4421

HB0010.002.002

1

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

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

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

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

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

12           (3)     For expedited certificates of title, which may be issued only by the Montana motor vehicle  
13 division, the entirety of the fee imposed pursuant to subsection (1) must be deposited into the motor vehicle  
14 information technology system account provided for in 61-3-550.

15           ~~(4) Beginning July 1, 2028, the fee imposed in subsection (1)(a) is \$5 and the fee imposed in~~  
16 ~~subsection (1)(b) is \$7 and all fees paid pursuant to this section must be deposited in the state general fund."~~

17

18           **Section 7.** Section 61-3-204, MCA, is amended to read:

19           **"61-3-204. Replacement certificate of title -- application.** (1) (a) If a certificate of title is lost, stolen,  
20 destroyed, mutilated, or becomes illegible or if the owner wants to update personal information on the electronic  
21 record of title or have a replacement certificate of title issued with updated information, the owner, as shown on  
22 the electronic record of title, may apply for and request the department to issue a replacement certificate of title.  
23 The application must include satisfactory evidence of the facts requiring the replacement certificate of title and  
24 be accompanied by a fee of \$10.

25           (b)     The amount of \$5 of the fee must be deposited in the state general fund in accordance with 15-  
26 1-504, and the remaining \$5 must be deposited in the motor vehicle information technology system account  
27 provided for in 61-3-550.

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- 2023

68th Legislature 2023

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HB0010.002.002

1 (c) Beginning July 1, 2026 2038, the fee for a replacement certificate of title is \$5 and the entire  
2 fee must be deposited in the state general fund.

3 (2) Each replacement certificate of title issued by the department must contain the following  
4 statement: "This replacement voids any previously issued title."  
5

6 **Section 8.** Section 61-3-550, MCA, is amended to read:

7 **"61-3-550. Motor vehicle information technology system account.** (1) There is a motor vehicle  
8 information technology system account in the state special revenue fund provided for in 17-2-102.

9 (2) (a) ~~Until June 30, 2019, \$4 of the fee received by the department pursuant to 61-3-103 (8) for~~  
10 ~~a security interest or other lien must be deposited in the account.~~

11 (b) ~~Until June 30, 2026~~ 2038, fees received by the department pursuant to 61-3-103(9) and \$5 of  
12 each fee received under 61-3-203 or 61-3-204 for a certificate of title must be deposited in the account.

13 (3) The money in the motor vehicle information technology system account must be appropriated  
14 by the legislature to the department of justice and must be used by the department for the purpose of:

15 (a) repaying any indebtedness or loan incurred for the creation of a new information technology  
16 system for motor vehicles; or

17 (b) payment of costs directly incurred in the creation and support of the new motor vehicle  
18 information technology system.

19 (4) (a) Funds in the motor vehicle information technology system account must be used to repay  
20 the general fund for the motor vehicle information technology system.

21 (b) By June 30 of each fiscal year, the department of justice shall transfer \$2.5 million from the  
22 account to the general fund. The repayment will continue through the fiscal year ending June 30, 2038.

23 (c) For the fiscal year beginning July 1, 2024, through the fiscal year beginning July 1, 2033, the  
24 department shall transfer an additional \$500,000 by June 30 of each fiscal year from the account to the general  
25 fund."

26

27 **Section 9.** Section 61-6-158, MCA, is amended to read:

