

EMERGENCY COMMISSION MEETING
Tuesday, November 29, 2022, 2:00 p.m.
Governor's Conference Room – State Capitol

MINUTES

Members present in room were Governor Doug Burgum, Representative Glenn Bosch, Senator Karen Krebsbach, Senator Brad Bekkedahl, and Secretary of State Al Jaeger. Members present via Microsoft Teams was Representative Keith Kempenich. Governor Burgum called the meeting to order at 2:00 p.m.

1. North Dakota Information Technology * (Request # 2083)

Request increased spending authority of \$516,000 to accept federal funds for the operating line (\$516,000) from the U.S. Department of Commerce, National Telecommunications and Information Administration (NTIA), State Digital Equity Planning Grant Program, as provided in The Infrastructure Investment and Jobs Act of 2021, to plan for the ability to promote the achievement of digital equity, support digital inclusion activities, and build capacity relating to the adoption of broadband for state residents.

Senator Krebsbach moved to approve the request. Representative Bosch seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

2. North Dakota Information Technology * (Request # 2084)

Request increased spending authority of \$5,750,000 to accept special fund spending authority for the operating line (\$5,750,000) to cover increased costs needed to maintain current service levels and to comply with the requirements of N.D.C.C. § 54-27-10.

Senator Krebsbach moved to approve the request with spending authority of \$4,500,000. Senator Bekkedahl seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

3. North Dakota Information Technology * (Request # 2085)

Request increased spending authority of \$5,000,000 to accept federal funds for the operating line (\$5,000,000) from the U.S. Department of Commerce, National Telecommunications and Information Administration (NTIA), Broadband Equity, Access, and Deployment (BEAD) Program, as provided in The Infrastructure Investment and Jobs Act of 2021, to fund planning for a statewide comprehensive broadband program crafted specifically for North Dakota.

Senator Bekkedahl moved to approve the request. Representative Bosch seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

4. Department of Career & Technical Education * (Request # 2086)

Request increased spending authority of \$640,000 to accept federal funds for the grants line (\$640,000) from the U.S. Department of Education, Office of Career, Technical, and Adult Education, Division of Academic and Technical Education, Perkins V program, to maintain, extend, and improve existing career and technical education programs and to develop new ones.

Senator Krebsbach moved to approve the request. Representative Bosch seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

5. North Dakota Department of Public Instruction * (Request # 2087)

Request increased spending authority of \$1,000,000 to accept special funds for the operating line (\$1,000,000) from reimbursements received from the state's school districts related to a single statewide food processing contract negotiated by the Department.

Secretary Jaeger moved to approve the request. Senator Bekkedahl seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

6. North Dakota Department of Public Instruction * (Request # 2088)

Request approval for line item transfer of \$75,000,000 from the emergency education relief - schools line to the grants – other grants line (\$75,000,000) to transfer available funds from the account containing Elementary and Secondary School Emergency Relief Funds (ESSER) to allow for uninterrupted funding of K-12 educational and child nutrition programs through the end of the 2021/2023 biennium.

Senator Krebsbach moved to approve the request. Senator Bekkedahl seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

7. Office of Management and Budget * (Request # 2095)

Request increased spending authority of \$1,000,000 for the GEER funds line to receive unused funds of \$1,000,000 from the Department of Public Instruction for reallocation to the para-to-teacher pathway program at the high school level, as submitted in Request # 2089 (next agenda item) from the Department of Public Instruction.

Secretary Jaeger moved to approve requests # 2095 and # 2089. Senator Bekkedahl seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

8. North Dakota Department of Public Instruction * (Request # 2089)

Request approval to receive \$1,000,000 in federal funds, under current spending authority in the gov – emergency ed relief fund line for the grants – other grants line (\$1,000,000) as a pass-through from the Office of the Governor received through the CARES ACT, U.S. Department of Education, Office of Elementary and Secondary Education, Governor's Emergency Education Relief Fund (GEER II) for a para-to-teacher pathway program at the high school level to increase the number of licensed teachers.

9. Adjutant General * (Request # 2090)

Request increased spending authority of \$3,068,505 to accept federal funds for the grants – federal funds line (\$3,068,505) consisting of \$487,505 from the U.S. Department of Transportation E-911 program to enhance public emergency communications services; \$1,471,000 from the U.S. Department of Homeland Security, Nonprofit Security Grant Program, for supporting core capabilities essential for national preparedness; and \$1,110,000 from the Cybersecurity and Infrastructure Security Agency, State and Local Cybersecurity Grant Program, to address cybersecurity risks and threats to information systems.

Senator Krebsbach moved to approve the request. Senator Bekkedahl seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

10. Department of Public Instruction * (Request # 2091)

Request increased spending authority of \$4,833,025 to accept federal funds for the grants – other grants line (\$4,833,025) from the U.S. Department of Education, The Elementary and Secondary Education Act of 1965 (ESEA), Bipartisan Safer Communities Act (BSCA), Stronger Connections Grant Program, the supplemental Title IV, Part A funds will focus on safe, inclusive, and supportive learning environments.

Senator Bekkedahl moved to approve the request. Representative Bosch seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

11. Attorney General * (Request # 2092)

Request increased spending authority of \$2,000,000 to accept federal funds for the operating line (\$798,950) and capital assets line (\$1,201,050) from the U.S. Department of Justice, Office of Community Oriented Policing Services (COPS), Anti-Methamphetamine Program (CAMP), to support state law enforcement agencies in methamphetamine administration to locate and investigate illicit activities as precursor diversion, laboratories, and traffickers.

Senator Krebsbach moved to approve the request. Senator Bekkedahl seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

12. ND Department of Commerce * (Request # 2093)

Request increased spending authority of \$572,143 to accept federal funds for the Covid-19 response line (\$572,143) from the U.S. Department of the Treasury, State Small Business Credit Initiative (SSBCI), TA Grant Program, to provide small business with legal, accounting, and financial advisory services.

Senator Krebsbach moved to approve the request. Representative Bosch seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

13. ND Department of Health & Human Services * (Request # 2094)

Request approval for line item transfer of \$500,000 from the COVID line to the grants line (\$500,000) to move funding authority to cover shortfall in Ebola Grant funding that assists Sanford Health of Fargo to establish an area within the hospital capable of handling highly infectious diseases, including Ebola.

Senator Bekkedahl moved to approve the request. Representative Bosch seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

14. North Dakota State Library * (Request # 2096)

Request approval of a line item transfer for \$100,000 from the salaries line to the operating line to ensure compliance with the current maintenance of effort required for full grant funding in future years.

Senator Krebsbach moved to approve the request. Senator Bekkedahl seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

15. Office of Management and Budget (Request # 2097)

Request approval for increased spending authority not to exceed \$700 to accept state contingency funds for the operating line (\$700) to reimburse Grand Forks County for a recount mandated by N.D.C.C. § 16.1-16-01(1)(b) in the election for a Representative in Legislative District 43 and which expenses incurred are to be paid by the state, N.D.C.C. § 16.1-16-01(10). The exact amount to be determined by itemized statement submitted to and certified by the Secretary of State.

Secretary Jaeger moved to approve the request. Senator Bekkedahl seconded the motion. Voting yes were Bekkedahl, Bosch, Kresbach, Kempenich, Jaeger, and Burgum. Motion carried.

The meeting adjourned at 4:15 p.m.

Respectfully submitted,



Alvin A Jaeger
Secretary of State
Secretary to the Emergency Commission