Fifty-ninth Legislative Assembly of North Dakota

HOUSE BILL NO. 9999

Introduced by

Representatives Amerman, Anderson, Bellew

1 A BILL for an Act to create and enact a new subsection to section 54-35-15.2 of the North

2 Dakota Century Code, relating to powers and duties of the information technology committee;

3 and to amend and reenact sections 54-59-02.1, 54-59-07, 54-59-09, and 54-59-22 of the North

4 Dakota Century Code, relating to major information technology projects, the state information

5 technology advisory committee, information technology standards, and use of information

6 technology services.

7 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

8 SECTION 1. A new subsection to section 54-35-15.2 of the North Dakota Century Code is created and enacted as follows: 9 10 Receive a report from the chief information officer regarding the recommendations 11 of the state information technology advisory committee relating to the prioritization 12 of proposed major information technology projects and other information 13 technology issues. 14 SECTION 2. AMENDMENT. Section 54-59-02.1 of the North Dakota Century Code is 15 amended and reenacted as follows: 16 54-59-02.1. Department shall establish certain standards for agencies - Advisory 17 committee - Exceptions Prioritization of proposed major information technology 18 projects. The department shall appoint an advisory committee consisting of representatives of 19 state agencies for the purposes of prioritizing major computer software projects and 20 establishing policies, standards, and guidelines submit information regarding proposed major 21 information technology projects for executive branch state agencies, departments, and 22 institutions, excluding institutions under control of the state board of higher education and 23 agencies of the judicial and legislative branches with respect to the purchase of computer 24 software and computer systems to the state information technology advisory committee. The

Fifty-ninth Legislative Assembly

1 <u>committee shall review the projects and rank those projects that receive the committee's</u>

2 <u>affirmative recommendation</u>. The chief information officer shall submit recommendations of the

3 advisory committee regarding the prioritization of major software information technology

4 projects to the information technology committee for consideration by the committee and the

5 drafting of appropriate legislation to implement the recommendations, the office of management

6 and budget, and the appropriations committees of the legislative assembly. The judicial and

7 legislative branches shall annually notify <u>biennially</u> the advisory committee on their major

8 computer software information technology projects and priorities. The chief information officer

9 may exempt an agency from the policies, standards, and guidelines established by the

10 committee to address situations unique to that agency.

SECTION 3. AMENDMENT. Section 54-59-07 of the North Dakota Century Code is
 amended and reenacted as follows:

13 54-59-07. State information technology advisory committee. The state information 14 technology advisory committee consists of the chief information officer; the commissioner of 15 higher education or the commissioner's designee; the attorney general or the attorney general's 16 designee; the secretary of state or the secretary of state's designee; the tax commissioner or 17 the commissioner's designee; the chief justice of the supreme court or the chief justice's 18 designee; two members of the legislative assembly appointed by the legislative council; a 19 minimum of eight members representing state agencies, appointed by the governor; and two 20 members with technology management expertise representing private industry, appointed by 21 the governor. The appointees of the governor serve at the pleasure of the governor. The 22 governor shall designate the chairman of the committee. Additional members may be asked to 23 participate at the request of the chairman. The department shall provide staff services to the 24 committee. The members of the committee representing private industry are entitled to be 25 compensated for time spent in attendance at meetings of the committee and for other travel as 26 approved by the chairman of the committee at the rate of sixty-two dollars and fifty cents per 27 day and are entitled to reimbursement for actual and necessary expenses incurred in the same 28 manner as other state officials. The compensation and expenses are to be paid from 29 appropriations for the department. The committee shall advise the department regarding 30 statewide information technology planning and budgeting, services of the information 31 technology department, and statewide information technology initiatives and policy and shall

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Fifty-ninth Legislative Assembly

- 1 review policies, standards, and guidelines developed by the department. The chief information
- 2 officer shall submit recommendations of the committee regarding information technology issues
- 3 to the information technology committee for its consideration.
- SECTION 4. AMENDMENT. Section 54-59-09 of the North Dakota Century Code is
 amended and reenacted as follows:

6 54-59-09. Information technology standards. Based on information from state 7 agencies and institutions, the The department and the office of management and budget shall 8 develop statewide information technology policies, standards, and guidelines using a process 9 involving advice from state agencies and institutions. The policies, standards, and guidelines 10 must recognize the uniqueness of certain agencies and state which agencies are included or 11 exempted from the policies, standards, and guidelines. The policies, standards, and guidelines 12 must be reviewed by the state information technology advisory committee. Unless an 13 exemption is granted by the chief information officer, each executive branch state agency and 14 institution, excluding the institutions under the control of the board of higher education with 15 respect to academic and research uses of information technology, shall comply with the policies 16 and standards developed by the department and the office of management and budget. Unless 17 an exemption is granted by the chief information officer, each entity receiving wide area network 18 services provided by the department shall comply with the policies and standards developed by 19 the department with respect to access to or use of wide area network services.

SECTION 5. AMENDMENT. Section 54-59-22 of the North Dakota Century Code is
 amended and reenacted as follows:

22 54-59-22. Required use of electronic mail, file and print server administration, 23 data base administration, application server, and hosting services. Each state agency 24 and institution, excluding the legislative and judicial branches, the institutions under the control 25 of the state board of higher education, the public employees retirement system, the retirement 26 and investment office, the attorney general, and any entity exempted by the office of 27 management and budget after advisement by the information technology department, shall 28 obtain electronic mail, file and print server administration, data base administration, storage, 29 application server, and hosting services through a delivery system established by the 30 information technology department in conjunction with the office of management and budget. 31 The office of management and budget, after receiving advice from the information technology

Fifty-ninth Legislative Assembly

- 1 department, shall establish policies and guidelines for the delivery of services, including the
- 2 transition from existing systems to functional consolidation, with consideration given to the
- 3 creation of efficiencies, cost-savings, and improved quality of service.