

STATE OF OKLAHOMA

2nd Session of the 44th Legislature (1994)

HOUSE BILL NO. 2389

By: Cotner

AS INTRODUCED

An Act relating to public finance; amending 62 O.S. 1991, Sections 41.5a and 41.5i, as amended by Sections 5 and 6, Chapter 268, O.S.L. 1992 (62 O.S. Supp. 1993, Sections 41.5a and 41.5i), which relate to the Information Services Division; adding to powers and duties; requiring certain review and formulation of master plan for electronic data processing; requiring certain reports and analysis; authorizing certain assistance to local governments; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. AMENDATORY 62 O.S. 1991, Section 41.5a, as amended by Section 5, Chapter 268, O.S.L. 1992 (62 O.S. Supp. 1993, Section 41.5a), is amended to read as follows:

Section 41.5a A. The Information Services Division shall have the power and duty to:

1. Pursuant to the provisions of this section, control the procurement, retention, installation, maintenance and operation, as specified by the Director of State Finance, of electronic data processing equipment used by state agencies in such a manner as to

achieve maximum economy and provide adequate assistance in the development of information suitable for management analysis;

2. Coordinate data processing planning through analysis of each agency's long-term data processing plans;

~~2.~~ 3. Develop a statewide data processing plan with annual modifications to include as a minimum:

- a. individual agency plans,
- b. information systems plans for the statewide electronic data processing function,
- c. major development projects proposed for the current year and the next three (3) years, and
- d. an explanation of revisions to previous plans;

~~3.~~ 4. Establish minimum mandatory standards for:

- a. information systems planning,
- b. systems development methodology,
- c. documentation,
- d. hardware requirements and compatibility,
- e. operating systems compatibility,
- f. software and hardware acquisition,
- g. data security and internal controls,
- h. data base compatibility, and
- i. contingency planning and disaster recovery.

Such standards shall, upon adoption, be the minimum requirements applicable to all agencies. These standards shall be compatible with the standards established for the Oklahoma Government Telecommunications Network created in Section ~~4~~ 41.5m of this ~~act~~ title. Individual agency standards may be more specific than statewide requirements but shall in no case be less than the minimum mandatory standards. Where standards required of an individual agency of the state by agencies of the federal government are more strict than the state minimum standards, such federal requirements shall be applicable;

~~4.~~ 5. Develop and maintain applications for agencies not having the capacity to do so;

~~5.~~ 6. Operate a data processing service center to provide operations and hardware support for agencies requiring such services and for statewide systems;

~~6.~~ 7. Maintain a directory of application systems, systems software, hardware, internal and external data processing studies and training courses in use by all agencies of the state; and facilitate the utilization of such resources by any agency having requirements which are found to be available within any agency of the state;

~~7.~~ 8. Assist agencies in the acquisition and utilization of data processing systems and hardware to effectuate the maximum benefit for the provision of services and accomplishment of the duties and responsibilities of agencies of the state;

~~8.~~ 9. In conjunction with the Office of Personnel Management, establish training guidelines for electronic data processing personnel, assist agencies in placing personnel in appropriate courses offered by other agencies of the state, and sponsor training courses for attendance by data processing personnel of all agencies;

~~9.~~ 10. Coordinate for the executive branch of state government agency data processing activities, encourage joint projects and common systems, and linking of agency systems through the review of agency plans, development of a statewide plan and its integration with the budget process to ensure that developments and/or acquisitions are consistent with statewide objectives and that proposed systems are justified and cost effective;

~~10.~~ 11. Develop performance reporting guidelines for data processing facilities and conduct an annual review to compare agency plans and budgets with results and expenditures;

~~11.~~ 12. Establish operations review procedures for data processing installations operated by agencies of the state for

independent assessment of productivity, efficiency, and cost effectiveness;

~~12.~~ 13. Establish service center user charges for billing costs to agencies based on the use of all resources; and

~~13.~~ 14. Provide system development and consultant support to state agencies on a contractual, cost reimbursement basis.

B. In addition to the other powers and duties listed in this section, the Information Services Division shall analyze the present and future aims, needs and requirements of statistical research and planning to provide for the formulation of an overall master plan relative to the use of electronic data processing equipment by the State of Oklahoma. In making this analysis, the Division under the Director of State Finance shall formulate a master plan for statistical research, utilizing electronic equipment most advantageously, and advising whether electronic data processing equipment should be leased or purchased by the state. The Division under the Director of State Finance shall prepare and submit interim reports of meaningful developments and proposals for legislation to the Governor on or before January 30 each year. The Division under the Director of State Finance shall engage in a continuing analysis and evaluation of the master plan, and it shall be the responsibility of the Division to recommend from time to time any needed amendments and modifications of the master plan.

C. No agency of the executive branch of the state shall use state funds for or enter into any agreement for the acquisition of computer hardware or software exceeding Two Thousand Five Hundred Dollars (\$2,500.00) in value without written authorization of the Director of State Finance. The provisions of this subsection shall not be applicable to any member of The Oklahoma State System of Higher Education, any public elementary or secondary schools of the state, or any area vocational-technical school district as defined in Section 14-108 of Title 70 of the Oklahoma Statutes.

~~C.~~ D. The provisions of this act shall not require the disclosure, directly or indirectly, of any information of a state agency which is declared to be confidential or privileged by state or federal statute or the disclosure of which is restricted by agreement with the United States or one of its agencies, nor the disclosure of data processing system details that may permit the access to confidential information.

E. The Division may make statistical services and the use of electronic data processing equipment including necessary telecommunications lines and equipment available to local governments, elected state officials, state educational institutions and all other governmental units of the state requesting them. The Director of State Finance is empowered to establish prices and charges for the statistical services so furnished and for the use of the electronic data processing equipment and necessary telecommunications lines and equipment. Such prices and charges shall be sufficient to reimburse the cost of furnishing such services and use of equipment and lines.

SECTION 2. AMENDATORY 62 O.S. 1991, Section 41.5i, as amended by Section 6, Chapter 268, O.S.L. 1992 (62 O.S. Supp. 1993, Section 41.5i), is amended to read as follows:

Section 41.5i A. In addition to the powers and duties as defined elsewhere in this title, the Information Services Division of the Office of State Finance shall:

1. Coordinate statewide planning for communication and telecommunications needs of state government, including, but not limited to, voice, data, radio, video and facsimile transmissions through analysis of each agency's long-term communication and telecommunications plans;

2. Develop and integrate a statewide communications plan to address the design requirements and networks necessary to serve agency needs, which will consist of as a minimum:

- a. an inventory of communication or telecommunication equipment owned, leased or rented for use in communication services for state government, including communication services provided as part of any other total system to be used by the state or any of its agencies,
 - b. current budget plans, expenditures and resources necessary to operate any and all systems included in the above inventory,
 - c. major development projects proposed for the current fiscal year and the next three (3) fiscal years and the anticipated results and benefits to be achieved, and
 - d. an explanation of revisions to previous plans;
3. Establish minimum mandatory standards and protocols for:
- a. communication networks and equipment,
 - b. wide area and local area systems,
 - c. integration of equipment, systems and joint usage,
 - d. operating systems or methods to be used to meet communications requirements efficiently and effectively,
 - e. rendering of aid between state government and its political subdivisions with respect to organizing of communications systems, and
 - f. an economical and cost-effective utilization of communication services.

Such standards and protocols shall be compatible with the standards and protocols established for the Oklahoma Government Telecommunications Network created in Section ~~4~~ 41.5m of this ~~act~~ title;

4. Serve as a focal point for all statewide projects involving current communications vendors where the focus of such authority can

substantially enhance the state communications plan or the savings which can be achieved thereunder;

5. Provide, when requested by political subdivisions of the state, for the organizing of communications or telecommunications systems and service between the state and its political subdivisions and enter into agreements to effect the purposes of this section;

6. Cooperate with any federal, state or local emergency management agency in providing for emergency communications and telecommunication services;

7. Apply for, receive, and hold, or assist agencies in applying for, receiving or holding such authorizations, licenses and allocations of channels and frequencies to carry out the purposes of this section;

8. Accomplish such other purposes as may be necessary or incidental to the administration of its authority or functions pursuant to law; and

9. Provide support for telecommunication networks of state agencies through analysis of each agency's telecommunications needs and requirements and promotion of the use of the Oklahoma Government Telecommunications Network created in Section ~~4~~ 41.5m of this ~~act~~ title.

B. The Division may make statistical services and the use of communication and telecommunication equipment available to local governments, elected state officials, state educational institutions and all other governmental units of the state requesting them. The Director is empowered to establish prices and charges for the statistical services so furnished and for the use of the communication and telecommunication equipment. Such prices and charges shall be sufficient to reimburse the cost of furnishing such services and use of equipment.

SECTION 3. This act shall become effective September 1, 1994.

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