

FLOOR AMENDMENT

HOUSE OF REPRESENTATIVES

State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB1304

Page 2-4 Section 1 Lines 2, pg 2 - line 4, p 4
Of the printed Bill
Of the Engrossed Bill

By deleting Section 1 and inserting in lieu thereof new Sections 1 and 2
as attached

SEE ATTACHED

And renumbering subsequent sections.

AMEND TITLE TO CONFORM TO AMENDMENTS

Amendment submitted by: David Derby

Adopted: _____

Reading Clerk

1 "SECTION 1. NEW LAW A new section of law to be codified
2 in the Oklahoma Statutes as Section 34.11.3 of Title 62, unless
3 there is created a duplication in numbering, reads as follows:

4 A. Effective July 1, 2011, all information technology assets of
5 all appropriated state agencies shall be transferred to the
6 Information Services Division of the Office of State Finance and the
7 Chief Information Officer, including all furniture, equipment,
8 vehicles, supplies, records, current and future liabilities, fund
9 balances, encumbrances, obligations, and indebtedness associated
10 with the information technology assets.

11 B. All employees of each appropriated state agency with job
12 titles and duties that fall within the information technology
13 occupational group on the effective date of this act, including
14 related liabilities for sick leave, annual leave, holidays,
15 unemployment benefits, and workers' compensation benefits accruing
16 prior to July 1, 2011, to these personnel shall be transferred to
17 the Information Services Division of the Office of State Finance as
18 of July 1, 2011. It is the intent of the Legislature that, to the
19 extent possible, the Information Services Division of the Office of
20 State Finance ensures that the employees retain pay and benefits, as
21 much as possible, including longevity, dependent insurance benefits,
22 seniority, rights, and other privileges or benefits.

23 C. Appropriate conveyances and other documents shall be
24 executed by January 1, 2012, to effectuate the transfer of the

1 information technology assets owned by each appropriated state
2 agency to the Information Services Division of the Office of State
3 Finance.

4 D. Any monies from appropriations, fees, licenses, or other
5 similar types of monies that are for the operations and maintenance
6 of information technology assets that are transferred as provided
7 for in subsection A of this section and accrue in any funds or
8 accounts before July 1, 2011, in the name of or maintained for the
9 benefit of any appropriated state agency are transferred to the
10 Information Services Division of the Office of State Finance.

11 E. The State Auditor and Inspector shall determine the amount
12 of funds from available budgetary resources from each appropriated
13 state agency, including any appropriated funds, revolving funds, or
14 sinking funds, that should be transferred by July 1, 2011, to the
15 Information Services Division of the Office of State Finance
16 pursuant to this section for continued operation of transferred
17 assets and for management of the transferred employees, and shall
18 determine the amount of funds that should be reserved to each
19 appropriated state agency for payment of obligations incurred prior
20 to July 1, 2011. The State Auditor shall consider relevant funding
21 and expenditure history, projected expenditures and expenses and
22 available budgetary resources in determining the amount to be
23 transferred. The Director of the Office of State Finance is
24 authorized and directed to coordinate and administer the funds

1 transfer. From the effective date of this act, through July 1,
2 2011, each appropriated state agency shall not spend or encumber
3 more than the funds budgeted for that period for information
4 technology assets and employees without approval of the State
5 Auditor and Inspector. Any extraordinary costs incurred by the
6 State Auditor in performing the review may be subtracted from the
7 amounts transferred on July 1, 2011, to the Information Services
8 Division of the Office of State Finance.

9 F. The Information Services Division of the Office of State
10 Finance shall succeed to any contractual rights, easement rights,
11 lease rights, and responsibilities related to the information
12 technology assets that are transferred as provided for in subsection
13 A of this section and incurred by an appropriated state agency.

14 G. The provisions of this section shall not apply to
15 nonappropriated state agencies.

16 H. For purposes of this section:

17 1. "Appropriated state agency" means any office, officer,
18 bureau, board, commission, counsel, unit, division, body, authority
19 or institution of the executive branch of state government, whether
20 elected or appointed, that receives funding through the annual
21 legislative appropriations process. The term appropriated state
22 agency shall not include institutions within The Oklahoma State
23 System of Higher Education, the Oklahoma State Regents for Higher
24 Education, and the telecommunications network known as OneNet;

1 2. "Nonappropriated state agency" means any office, officer,
2 bureau, board, commission, counsel, unit, division, body, authority
3 or institution of the executive branch of state government, whether
4 elected or appointed, that does not receive funding through the
5 annual legislative appropriations process; and

6 3. "Information technology assets" means any equipment or
7 interconnected system or subsystem of equipment that is used in the
8 acquisition, storage, manipulation, management, movement, control,
9 display, switching, interchange, transmission, or reception of data
10 or information. The term shall include computers, ancillary
11 equipment, software, firmware and similar procedures, services,
12 including support services and consulting services, software
13 development, and related resources.

14 SECTION 2. NEW LAW A new section of law to be codified
15 in the Oklahoma Statutes as Section 34.11.4 of Title 62, unless
16 there is created a duplication in numbering, reads as follows:

17 A. Effective July 1, 2011, all appropriated and nonappropriated
18 state agencies shall be required to use the following information
19 technology services and systems operated and maintained by the
20 Office of State Finance for all agency functions:

- 21 1. Data Service Center of the Divisions;
- 22 2. Networking services;
- 23 3. Communication or intercommunication systems;
- 24 4. Electronic mail systems; and

1 5. Data and network security systems.

2 B. Effective July 1, 2011, all appropriated and nonappropriated
3 state agencies shall be required to exclusively use the following
4 programs, services, software and processes provided through the
5 Integrated Central Financial System known as CORE and as implemented
6 by the Office of State Finance and shall not utilize any programs,
7 services, software or processes that are duplicative of the
8 following:

- 9 1. Payroll;
- 10 2. Employee leave system;
- 11 3. Human resources;
- 12 4. Accounts receivable;
- 13 5. Accounts payable;
- 14 6. Purchasing system;
- 15 7. Budgeting system;
- 16 8. Enterprise Learning Management (ELM);
- 17 9. Budget request system;
- 18 10. Asset management; and
- 19 11. Project grants and contracts, which includes federal
20 billing.

21 C. The Chief Information Officer shall have the authority to
22 enforce the provisions of this section.

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1 D. For purposes of this section, "appropriated state agency"
2 and "nonappropriated state agency" shall be defined the same as
3 provided for in Section 1 of this act."
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