

1 **HOUSE OF REPRESENTATIVES - FLOOR VERSION**

2 STATE OF OKLAHOMA

3 2nd Session of the 57th Legislature (2020)

4 HOUSE BILL 3072

 By: Steagall of the House

5 and

6 **Newhouse** of the Senate

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8
9 AS INTRODUCED

10 An Act relating to public finance; amending 62 O.S.
11 2011, Section 34.32, as last amended by Section 1,
12 Chapter 331, O.S.L. 2019 (62 O.S. Supp. 2019, Section
13 34.32), which relates to state agency information
14 technology systems; making certain provisions
15 inapplicable to the Oklahoma Military Department;
16 providing an effective date; and declaring an
17 emergency.

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

19 SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.32, as
20 last amended by Section 1, Chapter 331, O.S.L. 2019 (62 O.S. Supp.
21 2019, Section 34.32), is amended to read as follows:

22 Section 34.32 A. The Information Services Division of the
23 Office of Management and Enterprise Services shall create a standard
24 security risk assessment for state agency information technology
 systems that complies with the International Organization for

1 Standardization (ISO) and the International Electrotechnical
2 Commission (IEC) Information Technology - Code of Practice for
3 Security Management (ISO/IEC 27002).

4 B. Each state agency that has an information technology system
5 shall obtain an information security risk assessment to identify
6 vulnerabilities associated with the information system. The
7 Information Services Division of the Office of Management and
8 Enterprise Services shall approve not less than two firms which
9 state agencies may choose from to conduct the information security
10 risk assessment.

11 C. A state agency with an information technology system that is
12 not consolidated under the Information Technology Consolidation and
13 Coordination Act or that is otherwise retained by the agency shall
14 additionally be required to have an information security audit
15 conducted by a firm approved by the Information Services Division
16 that is based upon the most current version of the NIST Cyber-
17 Security Framework, and shall submit a final report of the
18 information security risk assessment and information security audit
19 findings to the Information Services Division each year on a
20 schedule set by the Information Services Division. Agencies shall
21 also submit a list of remedies and a timeline for the repair of any
22 deficiencies to the Information Services Division within ten (10)
23 days of the completion of the audit. The final information security
24 risk assessment report shall identify, prioritize, and document

1 information security vulnerabilities for each of the state agencies
2 assessed. The Information Services Division may assist agencies in
3 repairing any vulnerabilities to ensure compliance in a timely
4 manner.

5 D. Subject to the provisions of subsection C of Section 34.12
6 of this title, the Information Services Division shall report the
7 results of the state agency assessments and information security
8 audit findings required pursuant to this section to the Governor,
9 the Speaker of the House of Representatives, and the President Pro
10 Tempore of the Senate by the first day of January of each year. Any
11 state agency with an information technology system that is not
12 consolidated under the Information Technology Consolidation and
13 Coordination Act that cannot comply with the provisions of this
14 section shall consolidate under the Information Technology
15 Consolidation and Coordination Act.

16 E. This act shall not apply to state agencies subject to
17 mandatory North American Electric Reliability Corporation (NERC)
18 cybersecurity standards and institutions within The Oklahoma State
19 System of Higher Education, the Oklahoma State Regents for Higher
20 Education and the telecommunications network known as OneNet that
21 follow the International Organization for Standardization (ISO), the
22 Oklahoma Military Department (OMD), and the International
23 Electrotechnical Commission (IEC)-Security techniques-Code of
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1 Practice for Information Security Controls or National Institute of
2 Standards and Technology.

3 SECTION 2. This act shall become effective July 1, 2020.

4 SECTION 3. It being immediately necessary for the preservation
5 of the public peace, health or safety, an emergency is hereby
6 declared to exist, by reason whereof this act shall take effect and
7 be in full force from and after its passage and approval.

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9 COMMITTEE REPORT BY: COMMITTEE ON VETERANS AND MILITARY AFFAIRS,
10 dated 02/18/2020 - DO PASS, As Coauthored.

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