

1 ENGROSSED HOUSE
2 BILL NO. 2331

By: Steagall and Fugate of the
House

3 and

4 Newhouse of the Senate

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7 An Act relating to public finance; amending 62 O.S.
8 2011, Section 34.32, as last amended by Section 1,
Chapter 331, O.S.L. 2019 (62 O.S. Supp. 2020, Section
9 34.32), which relates to state agency information
technology systems; making certain provisions
10 inapplicable to the Oklahoma Military Department;
providing an effective date; and declaring an
11 emergency.

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

15 SECTION 1. AMENDATORY 62 O.S. 2011, Section 34.32, as
16 last amended by Section 1, Chapter 331, O.S.L. 2019 (62 O.S. Supp.
17 2020, Section 34.32), is amended to read as follows:

18 Section 34.32 A. The Information Services Division of the
19 Office of Management and Enterprise Services shall create a standard
20 security risk assessment for state agency information technology
21 systems that complies with the International Organization for
22 Standardization (ISO) and the International Electrotechnical
23 Commission (IEC) Information Technology - Code of Practice for
24 Security Management (ISO/IEC 27002).

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

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

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

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

24 SECTION 2. This act shall become effective July 1, 2021.

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

Passed the House of Representatives the 1st day of March, 2021.

Presiding Officer of the House
of Representatives

Passed the Senate the ____ day of _____, 2021.

Presiding Officer of the Senate