

1 ENGROSSED HOUSE
2 BILL NO. 2350

By: Boatman of the House

3 and

4 Leewright of the Senate

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7 An Act relating to state government data systems;
8 creating the Task Force on State Data Storage and
9 Retrieval Systems; providing for membership;
10 requiring organizational meeting; providing for
11 selection of chair and vice-chair; prescribing
12 qualifications for chair and vice-chair; requiring
13 notice of meetings; authorizing meetings; providing
14 for quorum; providing for staff assistance; defining
15 term; imposing duties on Task Force; requiring
16 reports; specifying content of reports; providing for
17 codification; providing an effective date; and
18 declaring an emergency.

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

20 SECTION 1. NEW LAW A new section of law to be codified
21 in the Oklahoma Statutes as Section 25001 of Title 74, unless there
22 is created a duplication in numbering, reads as follows:

23 A. There is hereby created the Task Force on State Data Storage
24 and Retrieval Systems.

B. The Task Force shall be composed of the following persons
appointed or selected as follows:

1. One person appointed by the Governor who shall be the Chief
Information Officer or a designee of the Chief Information Officer;

1 2. Three persons selected by the Speaker of the Oklahoma House
2 of Representatives;

3 3. Three persons selected by the President Pro Tempore of the
4 Oklahoma State Senate;

5 4. Two persons selected by the Director of the Office of
6 Management and Enterprise Services;

7 5. One person selected by the following state governmental
8 entities:

- 9 a. the Oklahoma Tax Commission,
- 10 b. the Department of Human Services,
- 11 c. the State Department of Health,
- 12 d. the Oklahoma Department of Mental Health and Substance
13 Abuse Services,
- 14 e. the Office of the State Treasurer,
- 15 f. the Oklahoma Banking Commissioner,
- 16 g. the Oklahoma Employment Security Commission,
- 17 h. the Oklahoma Department of Public Safety,
- 18 i. the Department of Corrections,
- 19 j. the Office of Juvenile Affairs,
- 20 k. the State Election Board,
- 21 l. the Oklahoma Department of Veterans Affairs,
- 22 m. the Oklahoma Health Care Authority,
- 23 n. the Office of the State Auditor and Inspector, and
- 24 o. the State Department of Education.

1 C. The Task Force shall hold an organizational meeting not
2 later than sixty (60) days from the effective date of this act.

3 D. The Task Force shall select from among its membership a
4 chair and vice-chair. The chair shall have a minimum of five (5)
5 years of information technology industry experience and the vice-
6 chair shall have a minimum of three (3) years of information
7 technology industry experience. The Chief Information Officer shall
8 not be eligible to serve as chair or vice-chair.

9 E. The Task Force shall post notices of its meetings on a
10 website maintained by the Oklahoma House of Representatives and the
11 Oklahoma State Senate, but shall not be subject to the requirements
12 of the Oklahoma Open Meeting Act.

13 F. The Task Force shall be authorized to meet as often as
14 required in order to perform the duties imposed upon it, but shall
15 meet no less than four times each calendar year. A majority of the
16 members present at a meeting shall constitute a quorum in order to
17 take any official action, including the adoption of an annual
18 report.

19 G. Staff assistance for the Task Force shall be provided by the
20 Oklahoma House of Representatives, the Oklahoma State Senate, and
21 the Chief Information Officer.

22 H. As used in this section "state governmental entity" or
23 "state government" shall exclude the judicial branch and the
24 legislative branch of Oklahoma government.

1 I. The Task Force shall submit an annual report regarding the
2 storage of personal information related to individual persons,
3 including personally identifiable information (PII) as well as any
4 other data stored on persons by any state governmental entity
5 (hereafter referred to as "Citizen Data"), to the Governor, the
6 Speaker of the Oklahoma House of Representatives, and the President
7 Pro Tempore of the Oklahoma State Senate not later than December 31
8 of each calendar year. Each annual report shall at a minimum
9 contain:

10 1. An overview of the data maintained by all state governmental
11 entities, other than the entities excluded by subsection H of this
12 section, including:

- 13 a. an analysis of duplication of Citizen Data across
14 entities, and
- 15 b. an analysis of vulnerabilities and threats to the
16 safety and security of Citizen Data;

17 2. An analysis of opportunities to consolidate duplicated
18 Citizen Data into the central data repository, including:

- 19 a. recommendations for data migration to take advantage
20 of any such opportunities,
- 21 b. an estimate of costs related to moving the data from
22 the source entity, and

1 c. a discussion of any state or federal data privacy laws
2 that may impact access to data in the central data
3 repository; and

4 3. Recommendations for the maintenance, upgrade, security
5 enhancement, or capacity expansion of the central data repository,
6 including hardware, software, network, and other infrastructure
7 upgrades and improvements.

8 J. Additionally, the Task Force shall gather information and
9 make recommendations in its initial report regarding:

10 1. The ability of executive agencies, boards, commissions,
11 departments or other state governmental entities, other than the
12 entities excluded by subsection H of this section, including
13 institutions within The Oklahoma State System of Higher Education,
14 to access information about a person or business entity from other
15 agencies, boards, commissions, departments or nonexcluded state
16 governmental entities and whether such access is consistent with
17 industry data privacy standards and any state or federal data
18 privacy laws;

19 2. The security features of the hardware and software systems
20 currently responsible for entry and storage of such information and
21 whether there are actions that should be taken to improve data entry
22 and storage, including data privacy;

23 3. The feasibility of integrating nonexcluded state government
24 data storage related to personal information or information

1 regarding business entities or other lawfully recognized entities;
2 and

3 4. Such other aspects of state computer data entry, storage,
4 access, retrieval and privacy as the Task Force deems to be
5 relevant.

6 K. The initial report of the Task Force shall be submitted to
7 the Governor, the Speaker of the Oklahoma House of Representatives,
8 and the President Pro Tempore of the Oklahoma State Senate not later
9 than April 1, 2023.

10 L. Each annual report shall contain specific recommendations
11 related to the functionality of the state data entry, storage and
12 retrieval systems with particular emphasis on the ability for
13 different nonexcluded state governmental entities to have access to
14 relevant information about natural persons in order to deliver a
15 higher quality service to such persons and business entities or
16 other lawfully recognized entities consistent with technological
17 standards governing data storage, retrieval and data privacy
18 requirements.

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

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

1 Passed the House of Representatives the 10th day of March, 2021.

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4 Presiding Officer of the House
of Representatives

5 Passed the Senate the ____ day of _____, 2021.

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8 Presiding Officer of the Senate