

FLOOR AMENDMENT
HOUSE OF REPRESENTATIVES
State of Oklahoma

SPEAKER:

CHAIR:

I move to amend HB2350 _____
Of the printed Bill
Page _____ Section _____ Lines _____
Of the Engrossed Bill

By striking the Title, the Enacting Clause, the entire bill, and by
inserting in lieu thereof the following language:

AMEND TITLE TO CONFORM TO AMENDMENTS

Adopted: _____
Amendment submitted by: Jeff Boatman _____

Reading Clerk

STATE OF OKLAHOMA

1st Session of the 58th Legislature (2021)

FLOOR SUBSTITUTE
FOR

HOUSE BILL NO. 2350

By: Boatman

FLOOR SUBSTITUTE

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

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

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

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

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

- 1 1. One person appointed by the Governor who shall be the Chief
2 Information Officer or a designee of the Chief Information Officer;
- 3 2. Three persons selected by the Speaker of the Oklahoma House
4 of Representatives;
- 5 3. Three persons selected by the President Pro Tempore of the
6 Oklahoma State Senate;
- 7 4. Two persons selected by the Director of the Office of
8 Management and Enterprise Services;
- 9 5. One person selected by the following state governmental
10 entities:
 - 11 a. the Oklahoma Tax Commission,
 - 12 b. the Department of Human Services,
 - 13 c. the State Department of Health,
 - 14 d. the Oklahoma Department of Mental Health and Substance
15 Abuse Services,
 - 16 e. the office of the State Treasurer,
 - 17 f. the Oklahoma Banking Commissioner,
 - 18 g. the Oklahoma Employment Security Commission,
 - 19 h. the Oklahoma Department of Public Safety,
 - 20 i. the Department of Corrections,
 - 21 j. the Office of Juvenile Affairs,
 - 22 k. the State Election Board,
 - 23 l. the Oklahoma Department of Veterans Affairs,
 - 24 m. the Oklahoma Health Care Authority,

- n. the office of the State Auditor and Inspector, and
- o. the State Department of Education.

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

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

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

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

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

1 H. As used in this section "state governmental entity" or
2 "state government" shall exclude the judicial branch and the
3 legislative branch of Oklahoma government.

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

13 1. An overview of the data maintained by all state governmental
14 entities, other than the entities excluded by subsection H of this
15 section, including:

16 a. an analysis of duplication of Citizen Data across
17 entities, and

18 b. an analysis of vulnerabilities and threats to the
19 safety and security of Citizen Data;

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

22 a. recommendations for data migration to take advantage
23 of any such opportunities,
24

1 b. an estimate of costs related to moving the data from
2 the source entity, and

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

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

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

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

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

1 3. The feasibility of integrating non-excluded state government
2 data storage related to personal information or information
3 regarding business entities or other lawfully recognized entities;
4 and

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

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

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

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

22 SECTION 3. It being immediately necessary for the preservation
23 of the public peace, health or safety, an emergency is hereby
24

1 declared to exist, by reason whereof this act shall take effect and
2 be in full force from and after its passage and approval.

3

4 58-1-7919 MAH 03/10/21

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24