

STATE OF OKLAHOMA

1st Session of the 59th Legislature (2023)

HOUSE BILL 1801

By: Osburn

AS INTRODUCED

An Act relating to the Information Technology Consolidation and Coordination Act; amending 62 O.S. 2021, Section 35.7, which relates to exemptions and extensions; providing exemption for certain state agencies if certain condition is met; and providing an effective date.

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

SECTION 1. AMENDATORY 62 O.S. 2021, Section 35.7, is amended to read as follows:

Section 35.7 A. A state agency may apply to the Chief Information Officer for an exemption from any provisions of the Information Technology Consolidation and Coordination Act or for an extension of any deadline specified in the Information Technology Consolidation and Coordination Act, if it determines that compliance with the provisions of the Information Technology Consolidation and Coordination Act would:

1. Cause it to be in violation of federal law or regulations or in violation of any provision of the Oklahoma Constitution or Statutes;

2. Result in a loss of federal funds to the state; or

3. Create an impediment to the performance of a unique agency function that is not duplicated by another state agency and is required by the Oklahoma Statutes or Constitution or by federal law.

B. Any state agency applying for an exemption or extension pursuant to this section shall provide written documentation of the circumstances to the Chief Information Officer. After reviewing the documentation, the Chief Information Officer shall grant or deny the application. If the state agency disputes the decision of the Chief Information Officer, the Director of the Office of Management and Enterprise Services shall make the final determination as to whether the exemption or extension will be granted.

C. The following agencies shall be exempt from the application provisions of subsections A and B of this section and the provisions of the Information Technology Consolidation and Coordination Act; provided, that the agency can demonstrate to the Chief Information Officer that cost savings can be achieved:

1. The Alcoholic Beverage Laws Enforcement Commission;

2. The Department of Corrections;

3. The Oklahoma State Bureau of Investigation;

4. The Council on Law Enforcement Education and Training;

5. The Board of Medicolegal Investigations;

6. The Oklahoma State Bureau of Narcotics and Dangerous Drugs

Control;

7. The Department of Public Safety;
8. The Office of the Attorney General;
9. The District Attorneys Council;
10. The Oklahoma Indigent Defense System; and
11. The Pardon and Parole Board.

SECTION 2. This act shall become effective November 1, 2023.

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