

1 STATE OF OKLAHOMA

2 2nd Session of the 59th Legislature (2024)

3 SENATE BILL 1205

By: Rosino

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5  
6 AS INTRODUCED

7 An Act relating to the Office of Management and  
8 Enterprise Services; amending 62 O.S. 2021, Sections  
9 34.11.1, 34.11.1.1, 34.11.2, 34.11.7, 34.12, as  
10 amended by Section 2, Chapter 74, O.S.L. 2022 (62  
11 O.S. Supp. 2023, Section 34.12), and 34.25, which  
12 relate to the Oklahoma State Finance Act; modifying  
13 responsibilities of Chief Information Officer;  
14 modifying duties of the Information Services Division  
15 of the Office of Management and Enterprise Services;  
16 terminating authority of State Governmental  
17 Technology Applications Review Board; amending 62  
18 O.S. 2021, Sections 35.3, 35.5, 35.6, and 35.8, which  
19 relate to the Information Technology Consolidation  
20 and Coordination Act; modifying definitions;  
21 modifying duties of Chief Information Officer;  
22 modifying duties of the Information Services  
23 Division; modifying requirement for state agencies to  
24 use certain services; terminating duties of State  
Governmental Technology Applications Review Board;  
repealing 62 O.S. 2021, Section 34.27, which relates  
to the State Governmental Technology Applications  
Review Board; repealing 62 O.S. 2021, Sections 35.2,  
35.7, and 35.9, which relate to the Information  
Technology Consolidation and Coordination Act;  
updating statutory reference; establishing deadline  
for implementation of provisions; providing an  
effective date; and declaring an emergency.

21  
22 BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

23 SECTION 1. AMENDATORY 62 O.S. 2021, Section 34.11.1, is  
24 amended to read as follows:

1 Section 34.11.1. A. There is hereby created the position of  
2 Chief Information Officer who shall be appointed by the Governor.  
3 The Chief Information Officer, in addition to having authority over  
4 the Information Services Division of the Office of Management and  
5 Enterprise Services, shall also serve as Secretary of Information  
6 Technology and Telecommunications or successor cabinet position and  
7 shall have jurisdictional areas of responsibility related to  
8 information ~~technology~~ and telecommunications ~~systems~~ security of  
9 all state agencies as provided for in state law. The salary of the  
10 Chief Information Officer shall not be less than One Hundred Thirty  
11 Thousand Dollars (\$130,000.00) or more than One Hundred Sixty  
12 Thousand Dollars (\$160,000.00).

13 B. Any person appointed to the position of Chief Information  
14 Officer shall meet the following eligibility requirements:

15 1. A baccalaureate degree in Computer Information Systems,  
16 Information Systems or Technology Management, Business  
17 Administration, Finance, or other similar degree;

18 2. A minimum of ten (10) years of professional experience with  
19 responsibilities for management and support of information systems  
20 and information technology, including seven (7) years of direct  
21 management of a major information technology operation;

22 3. Familiarity with local and wide-area network design,  
23 implementation, and operation;

24

- 1 4. Experience with data and voice convergence service
- 2 offerings;
- 3 5. Experience in developing technology budgets;
- 4 6. Experience in developing requests for proposal and
- 5 administering the bid process;
- 6 7. Experience managing professional staff, teams, and
- 7 consultants;
- 8 8. Knowledge of telecommunications operations;
- 9 9. Ability to develop and set strategic direction for
- 10 information ~~technology~~ and telecommunications security and to manage
- 11 daily development and operations functions;
- 12 10. An effective communicator who is able to build consensus;
- 13 11. Ability to analyze and resolve complex issues, both logical
- 14 and interpersonal;
- 15 12. Effective verbal and written communications skills and
- 16 effective presentation skills, geared toward coordination and
- 17 education;
- 18 13. Ability to negotiate and defuse conflict; and
- 19 14. A self-motivator, independent, cooperative, flexible and
- 20 creative.

21 C. The salary and any other expenses for the Chief Information  
22 Officer shall be budgeted as a separate line item through the Office  
23 of Management and Enterprise Services. The operating expenses of  
24 the Information Services Division shall be set by the Chief

1 Information Officer and shall be budgeted as a separate line item  
2 through the Office of Management and Enterprise Services. The  
3 Office of Management and Enterprise Services shall provide adequate  
4 office space, equipment and support necessary to enable the Chief  
5 Information Officer to carry out the information ~~technology~~ and  
6 telecommunications security duties and responsibilities of the Chief  
7 Information Officer and the Information Services Division.

8 D. 1. ~~Within twelve (12) months of appointment, the first~~  
9 ~~Chief Information Officer shall complete an assessment, which shall~~  
10 ~~be modified annually pursuant to Section 35.5 of this title, of the~~  
11 ~~implementation of the transfer, coordination, and modernization of~~  
12 ~~all information technology and telecommunication systems of all~~  
13 ~~state agencies in the state as provided for in the Oklahoma~~  
14 ~~Information Services Act. The assessment shall include the~~  
15 ~~information technology and telecommunications systems of all~~  
16 ~~institutions within The Oklahoma State System of Higher Education,~~  
17 ~~the Oklahoma State Regents for Higher Education and the~~  
18 ~~telecommunications network known as OneNet as assembled and~~  
19 ~~submitted by the Oklahoma Higher Education Chief Information~~  
20 ~~Officer, as designated by the Oklahoma State Regents for Higher~~  
21 ~~Education.~~

22 2. ~~Within twelve (12) months of appointment, the first Chief~~  
23 ~~Information Officer shall issue a report setting out a plan of~~  
24 ~~action which will include the following:~~

- 1           ~~a. define the shared service model organization structure~~  
2           ~~and the reporting relationship of the recommended~~  
3           ~~organization,~~
- 4           ~~b. the implementation of an information technology and~~  
5           ~~telecommunications shared services model that defines~~  
6           ~~the statewide infrastructure environment needed by~~  
7           ~~most state agencies that is not specific to individual~~  
8           ~~agencies and the shared applications that are utilized~~  
9           ~~across multiple agencies,~~
- 10          ~~c. define the services that shall be in the shared~~  
11          ~~services model under the control of the Information~~  
12          ~~Services Division of the Office of Management and~~  
13          ~~Enterprise Services,~~
- 14          ~~d. define the roadmap to implement the proposed shared~~  
15          ~~services model. The roadmap shall include~~  
16          ~~recommendations on the transfer, coordination, and~~  
17          ~~modernization of all information technology and~~  
18          ~~telecommunication systems of all the state agencies in~~  
19          ~~the state,~~
- 20          ~~e. recommendations on the reallocation of information~~  
21          ~~technology and telecommunication resources and~~  
22          ~~personnel,~~

- 1 ~~f. a cost benefit analysis to support the recommendations~~  
2 ~~on the reallocation of information technology and~~  
3 ~~telecommunication resources and personnel,~~  
4 ~~g. a calculation of the net savings realized through the~~  
5 ~~reallocation and consolidation of information~~  
6 ~~technology and telecommunication resources and~~  
7 ~~personnel after compensating for the cost of~~  
8 ~~contracting with a private consultant as authorized in~~  
9 ~~paragraph 4 of this subsection, implementing the plan~~  
10 ~~of action, and ongoing costs of the Information~~  
11 ~~Services Division of the Office of Management and~~  
12 ~~Enterprise Services, and~~  
13 ~~h. the information required in subsection B of Section~~  
14 ~~35.5 of this title.~~

15 ~~3. The plan of action report shall be presented to the~~  
16 ~~Governor, Speaker of the House of Representatives, and the President~~  
17 ~~Pro Tempore of the State Senate.~~

18 ~~4. The Chief Information Officer may contract with a private~~  
19 ~~consultant or consultants to assist in the assessment and~~  
20 ~~development of the plan of action report as required in this~~  
21 ~~subsection.~~

22 ~~E.~~ The Chief Information Officer shall be authorized to employ  
23 personnel, fix the duties and compensation of the personnel, not  
24 otherwise prescribed by law, and otherwise direct the work of the

1 personnel in performing the function and accomplishing the purposes  
2 of the Information Services Division of the Office of Management and  
3 Enterprise Services.

4 ~~F.~~ E. The Information Services Division of the Office of  
5 Management and Enterprise Services shall be responsible for the  
6 following duties:

7 1. Formulate and implement the information ~~technology~~ and  
8 telecommunications security strategy for all state agencies;

9 2. Define, design, and implement a shared services statewide  
10 infrastructure and application environment for information  
11 ~~technology~~ and telecommunications security for all state agencies;

12 3. Direct the development and operation of a scalable  
13 telecommunications infrastructure that supports data and voice  
14 communications reliability, integrity, and security;

15 4. Supervise the applications development process for ~~those~~  
16 necessary information security applications that are utilized across  
17 multiple agencies;

18 5. Provide direction for the professional development of  
19 information technology staff of state agencies and oversee the  
20 professional development of the staff of the Information Services  
21 Division of the Office of Management and Enterprise Services;

22 6. Evaluate all technology and ~~telecommunication investment~~  
23 ~~choices~~ telecommunications security for all state agencies;

24

1       7. ~~Create a plan to ensure alignment of current systems, tools,~~  
2 ~~and processes with the strategic information technology plan for all~~  
3 ~~state agencies;~~

4       ~~8.~~ 8. Set direction and provide oversight for the support and  
5 continuous upgrading of the current information ~~technology and~~  
6 ~~telecommunication~~ security infrastructure in the state ~~in support of~~  
7 ~~enhanced reliability, user service levels, and security;~~

8       ~~9.~~ 8. Direct the development, implementation, and management of  
9 appropriate standards, policies, and procedures to ensure the  
10 success of state information ~~technology and telecommunication~~  
11 security initiatives;

12       ~~10.~~ 9. Recruit, hire, and transfer the required technical staff  
13 in the Information Services Division of the Office of Management and  
14 Enterprise Services to support the services provided by the Division  
15 ~~and the execution of the strategic information technology plan;~~

16       ~~11.~~ 10. Establish, maintain, and enforce information ~~technology~~  
17 ~~and telecommunication~~ telecommunications security standards;

18       ~~12.~~ 11. Delegate, coordinate, and review all work to ensure  
19 quality and efficient operation of the Information Services Division  
20 of the Office of Management and Enterprise Services;

21       ~~13.~~ 12. Create and implement a communication plan that  
22 disseminates pertinent information to state agencies on information  
23 security standards, policies, procedures, service levels, project  
24 status, and other important information ~~to customers of the~~

1 ~~Information Services Division of the Office of Management and~~  
2 ~~Enterprise Services~~ and provide for state agency feedback and  
3 performance evaluation ~~by customers~~ of the Division;

4 ~~14.~~ 13. Develop and implement training programs for state  
5 agencies using the shared services of the Information Services  
6 Division of the Office of Management and Enterprise Services and  
7 recommend training programs to state agencies on information  
8 ~~technology and telecommunication systems~~ telecommunications  
9 security, products and procedures;

10 ~~15.~~ 14. Provide counseling, performance evaluation, training,  
11 motivation, discipline, and assign duties for employees of the  
12 Information Services Division of the Office of Management and  
13 Enterprise Services;

14 ~~16.~~ 15. For all state agencies, ~~approve the purchasing of~~ Chief  
15 Information Officer must be notified of plans to purchase all  
16 information ~~technology and telecommunication~~ telecommunications  
17 security services ~~and approve the purchase of any information~~  
18 ~~technology and telecommunication product~~ except the following:

19 a. a purchase less than or equal to Five Thousand Dollars  
20 (\$5,000.00) if such product is purchased using a state  
21 purchase card and the product is listed on either the  
22 Approved Hardware or Approved Software list located on  
23 the Office of Management and Enterprise Services  
24 website, or

1           b.    a purchase over Five Thousand Dollars (\$5,000.00) and  
2                   less than or equal to Twenty-five Thousand Dollars  
3                   (\$25,000.00) if such product is purchased using a  
4                   state purchase card, the product is listed on an  
5                   information ~~technology~~ or telecommunications security  
6                   statewide contract, and the product is listed on  
7                   either the Approved Hardware or Approved Software list  
8                   located on the Office of Management and Enterprise  
9                   Services website;

10       ~~17.~~ 16.   Develop and enforce an overall infrastructure  
11   architecture strategy and associated roadmaps for desktop, network,  
12   server, storage, and statewide management systems for state agencies  
13   as necessary to maintain information and telecommunications  
14   security;

15       ~~18.~~   ~~Effectively manage the design, implementation and support~~  
16   ~~of complex, highly available infrastructure to ensure optimal~~  
17   ~~performance, on-time delivery of features, and new products, and~~  
18   ~~scalable growth;~~

19       ~~19.~~ 17.   Define and implement a governance model for requesting  
20   services and monitoring service level metrics for all ~~shared~~  
21   information and telecommunications security services; ~~and~~

22       ~~20.~~ 18.   Create the budget for the Information Services Division  
23   of the Office of Management and Enterprise Services to be submitted  
24   to the Legislature each year; and

1       19. Monitor all portal systems and applications for portal  
2 systems created by state agencies, boards, commissions, or  
3 authorities, review portal systems applications approved or denied  
4 by the Information Services Division of the Office of Management and  
5 Enterprise Services, and make recommendation to the Legislature and  
6 Governor to encourage greater use of the open-systems concept as  
7 defined in Section 34.26 of this title.

8       ~~G. The State Governmental Technology Applications Review Board~~  
9 ~~shall provide ongoing oversight of the implementation of the plan of~~  
10 ~~action required in subsection D of this section. Any proposed~~  
11 ~~amendments to the plan of action shall be approved by the Board~~  
12 ~~prior to adoption.~~

13       ~~H. F.~~ 1. The Chief Information Officer shall act as the  
14 Information Technology and Telecommunications Purchasing Director  
15 for all state agencies and shall be responsible for the procurement  
16 of all information technology and ~~telecommunication~~  
17 telecommunications software, hardware, equipment, peripheral  
18 devices, maintenance, consulting services, high technology systems,  
19 and other related information technology, data processing,  
20 ~~telecommunication~~ telecommunications and related peripherals and  
21 services for all state agencies. The Chief Information Officer  
22 shall establish, implement, and enforce policies and procedures for  
23 the procurement of information technology and ~~telecommunication~~  
24 telecommunications software, hardware, equipment, peripheral

1 devices, maintenance, consulting services, high technology systems,  
2 and other related information technology, data processing,  
3 ~~telecommunication~~ telecommunications and related peripherals and  
4 services by purchase, lease-purchase, lease with option to purchase,  
5 lease and rental for all state agencies. The procurement policies  
6 and procedures established by the Chief Information Officer shall be  
7 consistent with ~~The~~ the Oklahoma Central Purchasing Act.

8 2. The Chief Information Officer, or any employee or agent of  
9 the Chief Information Officer acting within the scope of delegated  
10 authority, shall have the same power and authority regarding the  
11 procurement of all information technology and ~~telecommunication~~  
12 telecommunications products and services as outlined in paragraph 1  
13 of this subsection for all state agencies as the State Purchasing  
14 Director has for all acquisitions used or consumed by state agencies  
15 as established in ~~The~~ the Oklahoma Central Purchasing Act. Such  
16 authority shall, consistent with the authority granted to the State  
17 Purchasing Director ~~pursuant to Section 85.10 of Title 74 of the~~  
18 ~~Oklahoma Statutes~~, include the power to designate financial or  
19 proprietary information submitted by a bidder confidential and  
20 reject all requests to disclose the information so designated, if  
21 the Chief Information Officer requires the bidder to submit the  
22 financial or proprietary information with a bid, proposal, or  
23 quotation.

24

1        ~~F.~~ G. The Information Services Division of the Office of  
2 Management and Enterprise Services and the Chief Information Officer  
3 shall be subject to ~~The~~ the Oklahoma Central Purchasing Act for the  
4 approval and purchase of equipment and products not related to  
5 information and telecommunications technology, equipment, software,  
6 products and related peripherals and services and shall also be  
7 subject to the requirements of the Public Competitive Bidding Act of  
8 1974, ~~the Oklahoma Lighting Energy Conservation Act~~ and the Public  
9 ~~Building Construction and Planning~~ Facilities Act when procuring  
10 data processing, information technology, ~~telecommunication~~  
11 telecommunications, and related peripherals and services and when  
12 constructing information technology and ~~telecommunication~~  
13 telecommunications facilities, ~~telecommunication~~ telecommunications  
14 networks and supporting infrastructure. The Chief Information  
15 Officer shall be authorized to delegate all or some of the  
16 procurement of information technology and ~~telecommunication~~  
17 telecommunications products and services and construction of  
18 facilities and ~~telecommunication~~ telecommunications networks to  
19 another state entity if the Chief Information Officer determines it  
20 to be cost-effective and in the best interest of the state. ~~The~~  
21 ~~Chief Information Officer shall have authority to designate~~  
22 ~~information technology and telecommunication contracts as statewide~~  
23 ~~contracts and mandatory statewide contracts pursuant to Section 85.5~~  
24 ~~of Title 74 of the Oklahoma Statutes and to negotiate consolidation~~

1 ~~contracts, enterprise agreements and high technology systems~~  
2 ~~contracts in accordance with the procedures outlined in Section~~  
3 ~~85.9D of Title 74 of the Oklahoma Statutes. Any contract entered~~  
4 ~~into by a state agency for which the Chief Information Officer has~~  
5 ~~not acted as the Information Technology and Telecommunications~~  
6 ~~Purchasing Director as required in this subsection or subsection H~~  
7 ~~of this section, shall be deemed to be unenforceable and the Office~~  
8 ~~of Management and Enterprise Services shall not process any claim~~  
9 ~~associated with the provisions thereof.~~

10 ~~J. H.~~ The Chief Information Officer shall establish, implement,  
11 and enforce policies and procedure for the development and  
12 procurement of an interoperable radio communications system for  
13 state agencies. The Chief Information Officer shall work with local  
14 governmental entities in developing the interoperable radio  
15 communications system.

16 ~~K.~~ ~~The Chief Information Officer shall develop and implement a~~  
17 ~~plan to utilize open source technology and products for the~~  
18 ~~information technology and telecommunication systems of all state~~  
19 ~~agencies.~~

20 ~~L. I.~~ All state agencies and authorities of this state and all  
21 officers and employees of those entities shall work and cooperate  
22 with and lend assistance to the Chief Information Officer and the  
23 Information Services Division of the Office of Management and  
24

1 Enterprise Services and provide any and all necessary information  
2 requested by the Chief Information Officer.

3 ~~M. The Chief Information Officer shall prepare an annual report~~  
4 ~~detailing the ongoing net saving attributable to the reallocation~~  
5 ~~and consolidation of information technology and telecommunication~~  
6 ~~resources and personnel and shall submit the report to the Governor,~~  
7 ~~the Speaker of the House of Representatives, and the President Pro~~  
8 ~~Tempore of the Senate.~~

9 ~~N. J.~~ For purposes of the Oklahoma Information Services Act,  
10 unless otherwise provided for, "state agencies" shall include any  
11 office, officer, bureau, board, commission, counsel, unit, division,  
12 body, authority, or institution of the executive branch of state  
13 government, whether elected or appointed; provided, ~~except with~~  
14 ~~respect to the provisions of subsection D of this section,~~ the term  
15 "state agencies" shall not include institutions within The Oklahoma  
16 State System of Higher Education, the Oklahoma State Regents for  
17 Higher Education and the telecommunications network known as OneNet.

18 ~~Θ. K.~~ As used in this section:

19 1. "High technology system" means advanced technological  
20 equipment, software, communication lines, and services for the  
21 processing, storing, and retrieval of information by a state agency;

22 2. "Consolidation contract" means a contract for several state  
23 or public agencies for the purpose of purchasing information  
24

1 technology and ~~telecommunication~~ telecommunications goods and  
2 services; and

3 3. "Enterprise agreement" means an agreement for information  
4 technology or ~~telecommunication~~ telecommunications goods and  
5 services with a supplier who manufactures, develops and designs  
6 products and provides services that are used by one or more state  
7 agencies.

8 SECTION 2. AMENDATORY 62 O.S. 2021, Section 34.11.1.1,  
9 is amended to read as follows:

10 Section 34.11.1.1. A. The Chief Information Officer shall  
11 ~~source and submit to the State Governmental Technology Applications~~  
12 ~~Review Board~~ proposed state employee performance information  
13 metrics, convenience information sets and other data streams for  
14 possible publication on the "data.ok.gov" website in accordance with  
15 guidelines established by Section 34.11.2 of ~~Title 62 of the~~  
16 ~~Oklahoma Statutes~~ this title.

17 B. ~~The Chief Information Officer shall assist the State~~  
18 ~~Governmental Technology Applications Review Board with developing~~  
19 ~~performance metrics pursuant to the requirements of Section 34.27 of~~  
20 ~~Title 62 of the Oklahoma Statutes.~~

21 C. The following data sets shall be placed online at the  
22 "data.ok.gov" website:

23 1. All state expenditures which shall include but not be  
24 limited to the name and address of the recipient of the expenditure,

1 amount of expenditure, entire description of item or service  
2 purchased, date of expenditure, agency making expenditure and  
3 account from which the expenditure is made;

4 2. A detailed listing of all state revolving funds and the  
5 amount contained in each fund to be updated on a monthly basis; and

6 3. All spending data subject to publication by the School  
7 District Transparency Act.

8 SECTION 3. AMENDATORY 62 O.S. 2021, Section 34.11.2, is  
9 amended to read as follows:

10 Section 34.11.2. A. There is hereby established the Oklahoma  
11 State Government 2.0 Initiative.

12 B. ~~The State Governmental Technology Applications Review Board~~  
13 Chief Information Officer shall consider and approve a standardized  
14 social media policy for use by state agencies, boards, commissions,  
15 and public trusts having the State of Oklahoma as a beneficiary.

16 C. The ~~board~~ Chief Information Officer shall establish open  
17 technology standards and a schedule by which state agencies, boards,  
18 commissions, and public trusts having the State of Oklahoma as a  
19 beneficiary shall utilize these standards to provide citizens with  
20 web-based interactivity to state government services. Whenever  
21 possible these standards shall match commonly used standards by  
22 other government entities.

23 D. The ~~board~~ Chief Information Officer shall set a schedule by  
24 which state agencies, boards, commissions, and public trusts having

1 the State of Oklahoma as a beneficiary shall publish and update  
2 convenience information sets which shall be accessible through  
3 standardized application programming interfaces and published in  
4 standardized formats including but not limited to eXtensible Markup  
5 Language (XML) and ~~Comma-Separated~~ Comma-separated Value (CSV)  
6 formats. The ~~board~~ Chief Information Officer shall establish  
7 application programming interface standards which enable access to  
8 convenience information sets. The schedule shall place an emphasis  
9 on first making accessible convenience information sets most  
10 commonly requested in open records requests. A directory and link  
11 to all available convenience information sets shall be prominently  
12 featured on the portal system referenced in Section 34.24 of this  
13 title and if possible linked to the data.ok.gov web portal.

14 E. The ~~board~~ Chief Information Officer may conduct events and  
15 contests to provide recognition of software application development  
16 provided that the application being recognized utilizes standards  
17 established in this section to the benefit of the citizens of  
18 ~~Oklahoma~~ this state.

19 F. The ~~board~~ Chief Information Officer shall establish an  
20 application process through which applicants can request the  
21 scheduled implementation of application programming interfaces,  
22 creation of open technology standards, and publication of  
23 convenience information sets pursuant to the provisions of this  
24 section. Instructions regarding the application process shall be

1 prominently featured on the portal system referenced in Section  
2 34.24 of this title.

3 G. State agencies, boards, commissions, and public trusts  
4 having the State of Oklahoma as a beneficiary shall comply with the  
5 policies, schedules, and standards established by this section.

6 H. The ~~board~~ Chief Information Officer shall promulgate  
7 performance information metrics and guidelines which shall be used  
8 to establish criteria which govern participation in the "State  
9 Government Employee Performance Transparency Pilot Program". The  
10 ~~board~~ Chief Information Officer shall set a schedule for the  
11 publication of performance information metrics through the  
12 data.ok.gov website.

13 I. For the purposes of this section, "open technology  
14 standards" are widely accepted standards and mechanisms for the web-  
15 based connectivity and asynchronous communication between software  
16 programs. "Application programming interface" is a standardized  
17 interface enabling a standard form of connectivity between  
18 convenience information sets and software programs, "performance  
19 information metrics" are sets of information which reflect the  
20 performance of state employees and state agencies, and "convenience  
21 information sets" are sets of information which are subject to  
22 public access under the Oklahoma Open Records Act and which do not  
23 contain personally identifiable information.

24

1 SECTION 4. AMENDATORY 62 O.S. 2021, Section 34.11.7, is  
2 amended to read as follows:

3 Section 34.11.7. A. 1. The ~~State Governmental Technology~~  
4 ~~Applications Review Board~~ Chief Information Officer shall establish  
5 a statewide assistance program with guidelines and support to  
6 encourage all state agencies in the development of a telework model  
7 designed for maximum efficiency and to reduce the need for  
8 additional state office space and to produce cost savings.

9 2. In establishing a statewide assistance telework program, the  
10 ~~Board, working with the Office of Management and Enterprise~~  
11 ~~Services,~~ Chief Information Officer shall:

- 12 a. provide policies and guidance for telework in the  
13 areas of pay and leave, performance management,  
14 official worksite, recruitment, and retention and  
15 accommodation for employees with disabilities,
- 16 b. assist each state agency in establishing qualitative  
17 and quantitative measures and telework goals,
- 18 c. provide guidance to ensure the adequacy of information  
19 and security protections for information and  
20 information systems while teleworking to:
  - 21 (1) control access to agency information and  
22 information systems,
  - 23 (2) protect agency information and information  
24 systems,

- 1 (3) protect information systems not under the control  
2 of the state agency that are used for telework,  
3 (4) limit the introduction of vulnerabilities, and  
4 (5) safeguard wireless and other telecommunications  
5 capabilities, and

6 d. maintain a central telework website including:

- 7 (1) telework links,  
8 (2) announcements,  
9 (3) guidance developed by the ~~Board and the Office of~~  
10 ~~Management and Enterprise Services~~ Chief  
11 Information Officer, and  
12 (4) documents to be used by staff, managers and human  
13 resource professionals.

14 B. The ~~State Governmental Technology Applications Review Board~~  
15 Chief Information Officer shall establish performance reporting  
16 metrics for each state employee who begins participating in telework  
17 following July 1, 2012. These reports shall be published through  
18 the data.ok.gov website.

19 C. The Oklahoma ~~Healthcare~~ Health Care Authority shall  
20 authorize one division of employees to participate in a telework  
21 pilot program pursuant to the terms of this section.

22 D. For the purposes of this section, "performance reporting  
23 metrics" shall mean a set of criteria which demonstrates the  
24

1 quantity and quality of work. "Telework" shall mean work which is  
2 performed outside of the traditional on-site work environment.

3 SECTION 5. AMENDATORY 62 O.S. 2021, Section 34.12, as  
4 amended by Section 2, Chapter 74, O.S.L. 2022 (62 O.S. Supp. 2023,  
5 Section 34.12), is amended to read as follows:

6 Section 34.12. A. The Information Services Division of the  
7 Office of Management and Enterprise Services shall:

8 1. Coordinate information ~~technology~~ and telecommunications  
9 security planning through analysis of the long-term information  
10 ~~technology~~ and telecommunications security plans for each agency;

11 2. Develop a statewide information ~~technology~~ and  
12 telecommunications security plan with annual modifications to  
13 include, but not be limited to, individual agency plans and  
14 information systems plans for the statewide electronic information  
15 ~~technology~~ security function;

16 3. Establish and enforce minimum mandatory standards for:

17 a. information ~~systems~~ and telecommunications security  
18 planning,

19 b. ~~systems development methodology,~~

20 c. ~~documentation,~~

21 d. ~~hardware requirements and compatibility,~~

22 e. ~~operating systems compatibility,~~

23 f. ~~acquisition of software, hardware and technology-~~

24 ~~related services,~~

1           ~~g.~~ information security and internal controls,  
2           ~~h.~~ c. data base compatibility, and  
3           ~~i.~~ d. contingency planning and disaster recovery, ~~and~~  
4           ~~j.~~ ~~imaging systems, copiers, facsimile systems, printers,~~  
5           ~~scanning systems and any associated supplies.~~

6           The standards shall, upon adoption, be the minimum requirements  
7 applicable to all agencies. These standards shall be compatible  
8 with the standards established for the Oklahoma Government  
9 Telecommunications Network. Individual agency standards may be more  
10 specific than statewide requirements but shall in no case be less  
11 than the minimum mandatory standards. Where standards required of  
12 an individual agency of the state by agencies of the federal  
13 government are more strict than the state minimum standards, such  
14 federal requirements shall be applicable;

15           4. Develop and maintain applications for agencies not having  
16 the capacity to do so;

17           5. Operate a data service center to provide operations and  
18 hardware support for agencies requiring such services and for  
19 statewide systems;

20           6. Maintain a directory of the following which have a value of  
21 Five Hundred Dollars (\$500.00) or more: application systems, systems  
22 software, hardware, internal and external information technology,  
23 communication or ~~telecommunication~~ telecommunications equipment  
24 owned, leased, or rented for use in communication services for state

1 government including communication services provided as part of any  
2 other total system to be used by the state or any of its agencies,  
3 and studies and training courses in use by all agencies of the  
4 state; and facilitate the utilization of the resources by any agency  
5 having requirements which are found to be available within any  
6 agency of the state;

7 7. Assist agencies in the acquisition and utilization of  
8 information technology systems and hardware to effectuate the  
9 maximum benefit for the provision of information and  
10 telecommunications security services and accomplishment of the  
11 duties and responsibilities of agencies of the state;

12 8. Coordinate for the executive branch of state government  
13 agency information technology activities, encourage joint projects  
14 and common systems, linking of agency systems through the review of  
15 agency plans, review and approval of all statewide contracts for  
16 ~~software, hardware and information technology consulting services~~  
17 ~~and development of a statewide plan and its integration with the~~  
18 ~~budget process to ensure that developments or acquisitions are~~  
19 ~~consistent with statewide objectives and that proposed systems are~~  
20 ~~justified and cost effective~~ including but not limited to office  
21 suite software;

22 9. Develop performance reporting guidelines for information  
23 technology facilities and conduct an annual review to compare agency  
24 plans and budgets with results and expenditures;

1           10. Establish operations review procedures for information  
2 technology installations operated by agencies of the state for  
3 independent assessment of productivity, efficiency, cost  
4 effectiveness, and security; and

5           ~~11. Establish data center user charges for billing costs to~~  
6 ~~agencies based on the use of all resources;~~

7           ~~12. Provide system development and consultant support to state~~  
8 ~~agencies on a contractual, cost reimbursement basis; and~~

9           ~~13.~~ In conjunction with the ~~Oklahoma~~ Office of Homeland  
10 Security, enforce the minimum information security and internal  
11 control standards established by the Information Services Division.  
12 An enforcement team consisting of the Chief Information Officer of  
13 the Information Services Division or a designee, a representative of  
14 the ~~Oklahoma~~ Office of Homeland Security, and a representative of  
15 the Oklahoma State Bureau of Investigation shall enforce the minimum  
16 information security and internal control standards. If the  
17 enforcement team determines that an agency is not in compliance with  
18 the minimum information security and internal control standards, the  
19 Chief Information Officer shall take immediate action to mitigate  
20 the noncompliance including the removal of the agency from the  
21 infrastructure of the state until the agency becomes compliant,  
22 taking control of the information technology function of the agency  
23 until the agency is compliant, and transferring the administration

24

1 and management of the information technology function of the agency  
2 to the Information Services Division or another state agency.

3 B. ~~No agency~~ Agencies of the executive branch of ~~the~~ this state  
4 shall be authorized to use state funds for or enter into any  
5 agreement for the acquisition of any category of computer hardware,  
6 software or any contract for information technology or  
7 ~~telecommunication~~ telecommunications services and equipment, service  
8 costs, maintenance costs, or any other costs or fees associated with  
9 the acquisition of the services or equipment, ~~without~~ except for  
10 purchases related to information and telecommunications security and  
11 data protection, which shall require written authorization of the  
12 Chief Information Officer or a designee ~~except the following:~~

13 1. ~~A purchase less than or equal to Five Thousand Dollars~~  
14 ~~(\$5,000.00) if such product is purchased using a state purchase card~~  
15 ~~and the product is listed on either the Approved Hardware or~~  
16 ~~Approved Software list located on the Office of Management and~~  
17 ~~Enterprise Services website;~~

18 2. ~~A purchase over Five Thousand Dollars (\$5,000.00) and less~~  
19 ~~than or equal to Twenty-five Thousand Dollars (\$25,000.00) if such~~  
20 ~~product is purchased using a state purchase card, the product is~~  
21 ~~listed on an information technology or telecommunications statewide~~  
22 ~~contract, and the product is listed on either the Approved Hardware~~  
23 ~~or Approved Software list located on the Office of Management and~~  
24 ~~Enterprise Services website; or~~

1       ~~3. A purchase of computer hardware or software or any services~~  
2 ~~related to software development, software modifications, or any~~  
3 ~~other services related to the operation and maintenance of computer~~  
4 ~~hardware and software or both independently that is made by the~~  
5 ~~Military Department of the State of Oklahoma.~~

6       ~~If written authorization is not obtained prior to incurring an~~  
7 ~~expenditure or entering into any agreement as required in this~~  
8 ~~subsection or as required in Section 35.4 of this title, the Office~~  
9 ~~of Management and Enterprise Services may not process any claim~~  
10 ~~associated with the expenditure and the provisions of any agreement~~  
11 ~~shall not be enforceable. The provisions of this subsection shall~~  
12 ~~not be applicable to any member of The Oklahoma State System of~~  
13 ~~Higher Education, any public elementary or secondary schools of the~~  
14 ~~state, any technology center school district as defined in Section~~  
15 ~~14-108 of Title 70 of the Oklahoma Statutes, or CompSource Mutual~~  
16 ~~Insurance Company.~~

17       C. The Chief Information Officer and Information Services  
18 Division of the Office of Management and Enterprise Services and all  
19 agencies of the executive branch of the state shall not be required  
20 to disclose, directly or indirectly, any information of a state  
21 agency which is declared to be confidential or privileged by state  
22 or federal statute or the disclosure of which is restricted by  
23 agreement with the United States or one of its agencies, nor  
24 disclose information technology system details that may permit the

1 access to confidential information or any information affecting  
2 personal security, personal identity, or physical security of state  
3 assets.

4 SECTION 6. AMENDATORY 62 O.S. 2021, Section 34.25, is  
5 amended to read as follows:

6 Section 34.25. A. Subject to review and approval ~~as provided~~  
7 ~~for in Section 34.27 of this title~~ by the Chief Information Officer,  
8 a state agency, board, commission, or authority may obtain  
9 reimbursement of a merchant fee incurred in connection with any  
10 electronic or online transaction.

11 B. Subject to review and approval ~~as provided for in Section~~  
12 ~~34.27 of this title~~ by the Chief Information Officer, unless  
13 otherwise permitted by law, a state agency, board, commission, or  
14 authority may charge a convenience fee for a manual transaction.  
15 Each state entity shall keep a record of how the convenience fee has  
16 been determined and shall file the record with the Information  
17 Services Division of the Office of Management and Enterprise  
18 Services. A state agency, board, commission, or authority may  
19 periodically adjust a convenience fee as needed upon review and  
20 approval ~~as provided for in Section 34.27 of this title.~~

21 ~~Any state agency, board, commission or authority may apply to~~  
22 ~~the State Governmental Technology Applications Review Board for~~  
23 ~~authorization to charge a convenience fee for electronic or online~~  
24 ~~transactions. If authorization is granted, the state entity shall~~

1 ~~not assess a convenience fee for equivalent manual transactions.~~  
2 ~~The Board shall annually review the authorization for a convenience~~  
3 ~~fee for electronic or online transactions and shall take action to~~  
4 ~~renew or revoke the authorization as provided for in this subsection~~  
5 ~~by the Chief Information Officer.~~

6 C. ~~For purposes of this section:~~

7 1. ~~"Merchant fee" shall mean and be limited to the cost of a~~  
8 ~~charge imposed by a third party credit card or debit card issuer~~  
9 ~~that is necessary to process an electronic or online transaction~~  
10 ~~with a state agency, board, commission or authority;~~

11 2. ~~"Convenience fee" shall mean a fee charged to partially~~  
12 ~~compensate for costs incurred as a result of providing for a manual~~  
13 ~~transaction or an electronic or online transaction if authorization~~  
14 ~~is approved as provided for in subsection B of this section; and~~

15 3. ~~"Manual transaction" shall mean a transaction that is not~~  
16 ~~conducted online or electronically if the transaction is made~~  
17 ~~available online or electronically.~~

18 The Office of Management and Enterprise Services shall be  
19 authorized to promulgate rules necessary to effectuate the  
20 provisions of this section.

21 SECTION 7. AMENDATORY 62 O.S. 2021, Section 35.3, is  
22 amended to read as follows:

23 Section 35.3. As used in the Information Technology  
24 Consolidation and Coordination Act:

1 1. "Appropriated state agency" means any state agency that  
2 receives funding through the annual legislative appropriations  
3 process;

4 2. "Cybersecurity risk" means any heightened threat to the loss  
5 of confidentiality, integrity, or availability of information, data,  
6 or information systems that has a potential adverse impact to  
7 organizational operations of state agencies;

8 3. "Information technology assets" means any equipment or  
9 interconnected system or subsystem of equipment that is used in the  
10 acquisition, storage, manipulation, management, movement, control,  
11 display, switching, interchange, transmission, or reception of data  
12 or information. The term shall include computers, ancillary  
13 equipment, software, firmware and similar procedures, services,  
14 including support services and consulting services, software  
15 development, and related resources, and shall further include  
16 telecommunications fiber networks used for conveying electronic  
17 communication or information systems to multiple physical locations;

18 ~~3.~~ 4. "Information technology position" means a classified or  
19 unclassified position in the following functional areas:

- 20 a. applications programming,
- 21 b. ~~EDP~~ electronic data processing (EDP) audit,
- 22 c. data examination,
- 23 d. computer applications,
- 24 e. computer data entry,

- 1 f. computer networking,
- 2 g. computer operations,
- 3 h. computer programming,
- 4 i. computer security,
- 5 j. computer software design,
- 6 k. web applications,
- 7 l. database analysis,
- 8 m. data management analysis,
- 9 n. database development,
- 10 o. database programming,
- 11 p. software design/development,
- 12 q. help desk,
- 13 r. imaging,
- 14 s. systems analysis,
- 15 t. systems application planning,
- 16 u. systems application,
- 17 v. systems administration,
- 18 w. systems coordination,
- 19 x. systems integration,
- 20 y. systems operation,
- 21 z. systems planning/development,
- 22 aa. systems programming,
- 23 bb. systems engineering,
- 24 cc. systems service specialist,

- 1 dd. systems support,
- 2 ee. network administration,
- 3 ff. network management,
- 4 gg. network technical,
- 5 hh. operating systems specialist,
- 6 ii. systems program manager,
- 7 jj. telecommunications, whether data or voice,
- 8 kk. software training, and
- 9 ll. technology development or support;

10 ~~4.~~ 5. "Nonappropriated state agency" means any state agency  
11 that does not receive funding through the annual legislative  
12 appropriations process;

13 ~~5.~~ 6. "Shared services" means those state agency functions  
14 which are or could be provided through:

- 15 a. the services and systems specified in subsection A of
- 16 Section 35.6 of this title, and
- 17 b. the programs, services, software or processes
- 18 specified in subsection B of Section 35.6 of this
- 19 title; and

20 ~~6.~~ 7. "State agency" means any office, elected or appointed  
21 officer, bureau, board, commission, counsel, unit, division, body,  
22 authority or institution of the executive branch of state government  
23 excluding institutions within The Oklahoma State System of Higher  
24 Education, the Oklahoma Municipal Power Authority, the Oklahoma

1 State Regents for Higher Education and the telecommunications  
2 network known as OneNet.

3 SECTION 8. AMENDATORY 62 O.S. 2021, Section 35.5, is  
4 amended to read as follows:

5 Section 35.5. A. 1. All state agencies shall provide to the  
6 Chief Information Officer a list of information technology assets of  
7 the agency which are integral to the information and  
8 telecommunications security aspects of agency-specific applications  
9 or functions and a list of information technology positions which  
10 are directly associated with the assets. The agency shall further  
11 provide the reference to federal or state statutory or  
12 constitutional provisions which require it to perform the  
13 applications or functions.

14 2. If the Chief Information Officer disputes the identification  
15 of assets or positions provided by a state agency as being integral  
16 to agency-specific applications or functions, the Director of the  
17 Office of Management and Enterprise Services shall make the final  
18 determination. Each dispute by the Chief Information Officer shall  
19 include a written statement that includes a concise summary of the  
20 dispute's reasoning, as well as any material information necessary  
21 for the Director of the Office of Management and Enterprise Services  
22 to make a final determination.

23 B. ~~Not later than December 1 of each year, the Chief~~  
24 ~~Information Officer shall modify the assessment required by~~

1 ~~subsection D of Section 34.11.1 of this title to include~~

2 ~~identification of:~~

3 ~~1. All information technology assets of all state agencies,~~  
4 ~~which are not integral to agency specific applications or functions,~~  
5 ~~and the transfer of which to the Information Services Division of~~  
6 ~~the Office of Management and Enterprise Services and the Chief~~  
7 ~~Information Officer would result in a cost savings to the taxpayers~~  
8 ~~of this state or improved efficiency of state government operations,~~  
9 ~~including all furniture, equipment, vehicles, supplies, records,~~  
10 ~~current and future liabilities, fund balances, encumbrances,~~  
11 ~~obligations, and indebtedness associated with the information~~  
12 ~~technology assets;~~

13 ~~2. All information technology positions associated with the~~  
14 ~~information technology assets identified pursuant to paragraph 1 of~~  
15 ~~this subsection. The assessment shall identify the amount of~~  
16 ~~compensation and related liabilities for accrued sick leave, annual~~  
17 ~~leave, holidays, unemployment benefits, and workers' compensation~~  
18 ~~benefits for the positions;~~

19 ~~3. The amount of savings to the taxpayers of this state~~  
20 ~~resulting from the provisions of the Information Technology~~  
21 ~~Consolidation and Coordination Act; and~~

22 ~~4. Any changes in law required or any changes to the amount of~~  
23 ~~state appropriations or other state funds associated with the~~  
24 ~~transfer of the information technology assets or positions.~~

1       ~~C. The information technology assets and positions of each~~  
2 ~~appropriated state agency identified pursuant to this section shall~~  
3 ~~be transferred as part of the consolidation of information~~  
4 ~~technology operations of the state agency to the Information~~  
5 ~~Services Division of the Office of Management and Enterprise~~  
6 ~~Services when determined by the Information Services Division. The~~  
7 ~~costs of operation, maintenance, licensing and service of the~~  
8 ~~information technology assets shall remain the responsibility of the~~  
9 ~~state agency from which the assets are transferred until the state~~  
10 ~~agency information technology operations are consolidated in the~~  
11 ~~Information Services Division, unless otherwise agreed to by the~~  
12 ~~state agency and the Information Services Division. Appropriate~~  
13 ~~conveyances and other documents shall be executed to effectuate the~~  
14 ~~transfer of the information technology assets and positions to the~~  
15 ~~Information Services Division of the Office of Management and~~  
16 ~~Enterprise Services.~~

17       D. The Chief Information Officer shall may recommend changes to  
18 the Director of the Office of Management and Enterprise Services and  
19 the Governor for inclusion in the next executive budget to be  
20 submitted to the Legislature.

21       ~~E. The Information Services Division shall provide shared~~  
22 ~~services to each state agency and shall bill agencies for those~~  
23 ~~shared services at an estimated cost to provide the services. The~~  
24 ~~estimated cost shall include the full cost of the services,~~

1 ~~including materials, depreciation related to capital costs, labor,~~  
2 ~~and administrative expenses of the Information Services Division of~~  
3 ~~the Office of Management and Enterprise Services in connection with~~  
4 ~~the operation of the data center and Information Services Division~~  
5 ~~operations and shall include expenses associated with acquiring,~~  
6 ~~installing, and operating information technology and~~  
7 ~~telecommunications infrastructure, hardware and software for use by~~  
8 ~~state agencies. The Information Services Division shall publish a~~  
9 ~~schedule of costs for each available shared service and shall enter~~  
10 ~~into an agreement with each state agency for the shared services~~  
11 ~~that will be provided to the agency. The aggregated cost of shared~~  
12 ~~services to be provided to each state agency shall be budgeted~~  
13 ~~annually as a separate line item through each state agency. State~~  
14 ~~agencies shall process request for payments as provided for under~~  
15 ~~the agreement entered into with the Information Services Division in~~  
16 ~~a timely manner. If payments are deemed to be delinquent for shared~~  
17 ~~services provided to a state agency, the Information Services~~  
18 ~~Division may request the Division of Central Accounting and~~  
19 ~~Reporting of the Office of Management and Enterprise Services to~~  
20 ~~create vouchers and process payments to the Information Services~~  
21 ~~Division against the funds of the delinquent state agency. If the~~  
22 ~~state agency for which shared services were provided disputes the~~  
23 ~~provision of shared services in accordance with its agreement with~~  
24 ~~the Information Services Division, no voucher shall be processed~~

1 ~~against the funds of the delinquent agency until the dispute over~~  
2 ~~services has been resolved, at which point a voucher may be~~  
3 ~~processed in accordance with the terms of the dispute resolution.~~

4 ~~F. The Information Services Division of the Office of~~  
5 ~~Management and Enterprise Services shall succeed to any contractual~~  
6 ~~rights, easement rights, lease rights, and other similar rights and~~  
7 ~~responsibilities related to the information technology assets that~~  
8 ~~are transferred as provided for in this section and incurred by an~~  
9 ~~appropriated state agency.~~

10 SECTION 9. AMENDATORY 62 O.S. 2021, Section 35.6, is  
11 amended to read as follows:

12 Section 35.6. A. All appropriated and nonappropriated state  
13 agencies shall be required to use the ~~following~~ information  
14 technology services and systems operated and maintained by the  
15 Office of Management and Enterprise Services for the purpose of  
16 information and telecommunications security and data management ~~for~~  
17 ~~all agency functions:~~

- 18 ~~1. Data Service Center of the Information Services Division;~~
- 19 ~~2. Networking services;~~
- 20 ~~3. Communication or intercommunication systems;~~
- 21 ~~4. Electronic mail systems; and~~
- 22 ~~5. Data and network security systems.~~

23 B. All appropriated and nonappropriated state agencies shall be  
24 required to exclusively use the following programs, services,

1 software and processes provided through the Integrated Central  
2 Financial System known as CORE and as implemented by the Office of  
3 Management and Enterprise Services and shall not utilize any  
4 programs, services, software or processes that are duplicative of  
5 the following:

- 6 1. Payroll;
- 7 2. Employee leave system;
- 8 3. Human resources;
- 9 4. Accounts receivable;
- 10 5. Accounts payable;
- 11 6. Purchasing system;
- 12 7. Budgeting system;
- 13 8. Enterprise Learning Management (ELM);
- 14 9. Budget request system;
- 15 10. Asset management; and
- 16 11. Projects, grants and contracts, which includes federal  
17 billing.

18 C. The Chief Information Officer shall have the authority to  
19 enforce the provisions of this section.

20 SECTION 10. AMENDATORY 62 O.S. 2021, Section 35.8, is  
21 amended to read as follows:

22 Section 35.8. A. Notwithstanding any other provision of law,  
23 the provisions of the Information Technology Consolidation and  
24 Coordination Act shall operate to maintain or increase security

1 standards and shall not jeopardize confidentiality or compliance  
2 with state or federal laws or regulations. The ~~State Governmental~~  
3 ~~Technology Applications Review Board~~ Chief Information Officer shall  
4 consider and approve security protocols which shall be followed by  
5 employees of the Information Services Division of the Office of  
6 Management and Enterprise Services who are assigned to service law  
7 enforcement agencies. The ~~Board~~ Chief Information Officer shall  
8 make recommendations to state officers and employees related to  
9 continuity of criminal justice information system security  
10 protocols.

11 B. Notwithstanding the provisions of Section 35.5 of this  
12 title, the transfer of information technology assets and positions  
13 of the Department of Public Safety shall occur prior to the transfer  
14 of assets and positions of other public safety agencies.

15 C. Unless otherwise provided for in law, the transfer of  
16 information technology assets and positions of any state agency  
17 pursuant to the Information Technology Consolidation and  
18 Coordination Act shall not act to transfer to the Information  
19 Services Division of the Office of Management and Enterprise  
20 Services or to the Chief Information Officer the duties of a state  
21 agency to keep, maintain and open to any person all records of the  
22 agency in compliance with the Oklahoma Open Records Act. Each state  
23 agency shall continue to be responsible for records created by,  
24 received by, under the authority of, or coming into the custody,

1 control or possession of the agency including the duty to organize  
2 and categorize the records in a retrievable form and the duty to  
3 respond to requests for records, even if the records have been  
4 transmitted to or stored by the Information Services Division of the  
5 Office of Management and Enterprise Services or the Chief  
6 Information Officer.

7 D. State employees who are members of the Teachers' Retirement  
8 System of Oklahoma and are transferred pursuant to the Information  
9 Technology Consolidation and Coordination Act may elect to continue  
10 their participation in the Teachers' Retirement System of Oklahoma  
11 in lieu of participating in the Oklahoma Public Employees Retirement  
12 System. Any transferred employee who wishes to make such election  
13 shall do so in writing within thirty (30) days of ~~the effective date~~  
14 ~~of this act~~ August 24, 2012. If any transferred employee has  
15 already started participating in the Oklahoma Public Employees  
16 Retirement System, the employee may make an election to return to  
17 the Teachers' Retirement System of Oklahoma if the election is made  
18 in writing within thirty (30) days of ~~the effective date of this act~~  
19 August 24, 2012. In the event a transferred employee who has  
20 already begun participating in the Oklahoma Public Employees  
21 Retirement System elects to return to the Teachers' Retirement  
22 System of Oklahoma, the Oklahoma Public Employees Retirement System  
23 shall transfer the service credit and contributions to the Teachers'  
24 Retirement System of Oklahoma for any credit that accrued after the

1 initial transfer. The election to continue or return to  
2 participation in the Teachers' Retirement System of Oklahoma  
3 pursuant to this subsection shall be irrevocable and shall be  
4 effective until the employment with the Office of Management and  
5 Enterprise Services is terminated.

6 SECTION 11. REPEALER 62 O.S. 2021, Sections 34.27, 35.2,  
7 35.7, and 35.9, are hereby repealed.

8 SECTION 12. Provisions of this act shall be enacted no later  
9 than July 1, 2026. By that date, state agencies must notify the  
10 Director of the Office of Enterprise and Management Services their  
11 intention to continue to contract with the Information Services  
12 Division for information technology or telecommunications services  
13 or to create their own agency-specific information services  
14 division.

15 SECTION 13. This act shall become effective July 1, 2024.

16 SECTION 14. It being immediately necessary for the preservation  
17 of the public peace, health or safety, an emergency is hereby  
18 declared to exist, by reason whereof this act shall take effect and  
19 be in full force from and after its passage and approval.

20

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