

1 ENGROSSED SENATE
2 BILL NO. 68

By: Green of the Senate

3 and

4 Bashore of the House

5
6 [employment - memorandum of understanding - audits -
7 provision - codification -
8 emergency]
9

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

11 SECTION 1. AMENDATORY 62 O.S. 2021, Section 35.3, is
12 amended to read as follows:

13 Section 35.3. As used in the Information Technology
14 Consolidation and Coordination Act:

15 1. "Appropriated state agency" means any state agency that
16 receives funding through the annual legislative appropriations
17 process;

18 2. "Information technology assets" means any equipment or
19 interconnected system or subsystem of equipment that is used in the
20 acquisition, storage, manipulation, management, movement, control,
21 display, switching, interchange, transmission, or reception of data
22 or information. The term shall include computers, ancillary
23 equipment, software, firmware and similar procedures, services,
24 including support services and consulting services, software

development, and related resources, and shall further include telecommunications fiber networks used for conveying electronic communication or information systems to multiple physical locations;

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

- a. applications programming,
- b. EDP audit,
- c. data examination,
- d. computer applications,
- e. computer data entry,
- f. computer networking,
- g. computer operations,
- h. computer programming,
- i. computer security,
- j. computer software design,
- k. web applications,
- l. database analysis,
- m. data management analysis,
- n. database development,
- o. database programming,
- p. software design/development,
- q. help desk,
- r. imaging,
- s. systems analysis,

- t. systems application planning,
- u. systems application,
- v. systems administration,
- w. systems coordination,
- x. systems integration,
- y. systems operation,
- z. systems planning/development,
- aa. systems programming,
- bb. systems engineering,
- cc. systems service specialist,
- dd. systems support,
- ee. network administration,
- ff. network management,
- gg. network technical,
- hh. operating systems specialist,
- ii. systems program manager,
- jj. telecommunications, whether data or voice,
- kk. software training, and
- ll. technology development or support;

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

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

- 1 a. the services and systems specified in subsection A of
2 Section 35.6 of this title, and
3 b. the programs, services, software, or processes
4 specified in subsection B of Section 35.6 of this
5 title; and

6 6. "State agency" means any office, elected or appointed
7 officer, bureau, board, commission, counsel, unit, division, body,
8 authority, or institution of the executive branch of state
9 government excluding institutions within The Oklahoma State System
10 of Higher Education, the Oklahoma Municipal Power Authority, the
11 Oklahoma State Regents for Higher Education, the Oklahoma State
12 Bureau of Investigation, the District Attorneys Council, the Office
13 of the Attorney General, the Office of the State Auditor and
14 Inspector, and the telecommunications network known as OneNet.

15 SECTION 2. NEW LAW A new section of law to be codified
16 in the Oklahoma Statutes as Section 35.7a of Title 62, unless there
17 is created a duplication in numbering, reads as follows:

18 A. Except as otherwise provided by the Information Technology
19 Consolidation and Coordination Act, any state agency may employ
20 information technology personnel to develop and implement the
21 agency's technology strategy, provided that the agency remains
22 subject to the standards, policies, and oversight established by the
23 Chief Information Officer of this state for the purposes of data
24 integrity and security.

1 B. A state agency may employ information technology personnel
2 pursuant to this section if it first enters into a memorandum of
3 understanding with the Chief Information Officer detailing, at a
4 minimum:

5 1. The specific positions and job descriptions that the agency
6 plans to hire;

7 2. The qualifications of the positions;

8 3. Agreement by the state agency to be bound by the standards,
9 policies, and oversight set forth by the Chief Information Officer
10 for security and data integrity purposes; and

11 4. Any other terms deemed necessary by the Chief Information
12 Officer or the state agency.

13 No information technology personnel shall be hired or retained
14 by the state agency until a memorandum of understanding has been
15 fully executed by both the Chief Information Officer and the state
16 agency.

17 C. The Chief Information Officer, at his or her discretion, may
18 audit the state agency's compliance with the provisions of the
19 memorandum of understanding and any other requirements of this
20 section.

21 D. The authorization described in this section shall not be
22 construed as a waiver or exemption of any other provisions of the
23 Information Technology Consolidation and Coordination Act.
24

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 Senate the 25th day of March, 2025.

Presiding Officer of the Senate

Passed the House of Representatives the ____ day of _____,
2025.

Presiding Officer of the House
of Representatives