

HOUSE BILL No. 2548

By Joint Committee on Information Technology

1-25

1 AN ACT concerning information technology; relating to information
2 technology projects and reporting requirements; information
3 technology security training and cybersecurity reports; requiring certain
4 information to be provided to the joint committee on information
5 technology; amending K.S.A. 46-2102, 75-7201, 75-7205, 75-7206,
6 75-7208, 75-7209, 75-7210, 75-7211, 75-7237, 75-7239, 75-7240 and
7 75-7242 and repealing the existing sections.
8

9 *Be it enacted by the Legislature of the State of Kansas:*

10 Section 1. K.S.A. 46-2102 is hereby amended to read as follows: 46-
11 2102. In addition to other powers and duties authorized or prescribed by
12 law or by the legislative coordinating council, the joint committee on
13 information technology shall:

14 (a) Study the use by state agencies and institutions of computers,
15 telecommunications and other information technologies;

16 (b) review new governmental computer hardware and software
17 acquisition, information storage, transmission, processing and
18 telecommunications technologies proposed by state agencies and
19 institutions, and the implementation plans therefor, including all
20 information technology project budget estimates and three-year strategic
21 information technology plans that are submitted to the joint committee
22 pursuant to K.S.A.-~~2000-Supp-~~75-7210, and amendments thereto;

23 (c) *advise and consult on all state agency information technology*
24 *projects, as defined in K.S.A. 75-7201, and amendments thereto, that pose*
25 *a significant business risk as determined by the information technology*
26 *executive council's policies and in accordance with K.S.A. 75-7209, and*
27 *amendments thereto;*

28 (d) make recommendations on all such implementation plans, budget
29 estimates, *requests for proposals for information technology projects* and
30 three-year plans to the ways and means committee of the senate and the
31 committee on appropriations of the house of representatives;

32 (f)(e) study the progress and results of all newly implemented
33 governmental computer hardware and software, information storage,
34 transmission, processing and telecommunications technologies of state
35 agencies and institutions including all information technology projects for
36 state agencies which have been authorized or for which appropriations

Proposed Amendments to HB 2548 - joint committee
House Appropriations Committee
Prepared by: Office of Revisor of Statutes
January 31, 2021

1 at a meeting.

2 (ii) The state agency or agencies shall be deemed to have advised
3 and consulted with the joint committee about such proposed release of any
4 request for proposal or other bid event for an information technology
5 project and may authorize or approve such proposed release of any
6 request for proposal or other bid event for an information technology
7 project if:

8 (a) Fewer than two members of the joint committee contact the
9 director of the legislative research department within seven business days
10 of the date the project plan summary was mailed and request a committee
11 meeting for a presentation and review of any such proposed request for
12 proposal or other bid event for an information technology project; or

13 (b) a committee meeting is requested by at least two members of the
14 joint committee pursuant to this paragraph, but such meeting does not
15 occur within two calendar weeks of the chairperson receiving the
16 notification from the director of the legislative research department of a
17 request for such meeting.

18 ~~(2)~~(2) (A) Agencies are prohibited from contracting with a vendor to
19 implement the project if that vendor prepared or assisted in the preparation
20 of the program statement ~~required under subsection (b)(1);~~ the project
21 planning documents ~~required under subsection (b)(1);~~ or any other project
22 plans prepared prior to the project being approved by the chief information
23 technology officer as required ~~under subsection (b)(1)~~ by this section.

24 (B) Information technology projects with an estimated cumulative
25 cost of less than \$5,000,000 are exempted from the provisions of
26 subparagraph (A).

27 (C) The provisions of subparagraph (A) may be waived with prior
28 written permission from the chief information technology officer.

29 (c) Annually at the time specified by the chief information technology
30 officer of the branch of state government of which the agency is a part,
31 each agency shall submit to such officer:

32 (1) A copy of a three-year strategic information technology plan that
33 sets forth the agency's current and future information technology needs
34 and utilization plans for the next three ensuing fiscal years, in such form
35 and containing such additional information as prescribed by the chief
36 information technology officer; and

37 (2) any deviations from the state information technology architecture
38 adopted by the information technology executive council.

39 (d) The provisions of this section shall not apply to the information
40 network of Kansas (INK).

41 Sec. 7. K.S.A. 75-7210 is hereby amended to read as follows: 75-
42 7210. ~~(a)~~ ~~Not later than October November~~ 1 of each year, the executive,
43 judicial and legislative chief information technology officers shall submit

strike

1 to the joint committee and to the legislative research department all
 2 information technology project budget estimates and amendments and
 3 revisions thereto, all three-year plans and all deviations from the state
 4 information technology architecture submitted to such officers pursuant to
 5 K.S.A. 75-7209, and amendments thereto. The legislative chief
 6 information technology officer of the branch of state government of which
 7 each such agency is a part shall review all such estimates and amendments
 8 and revisions thereto, plans and deviations and shall make
 9 recommendations to the joint committee regarding the merit thereof and
 10 appropriations therefor.

house standing committee on appropriations and
 the senate standing committee on ways and
 means

11 (b) The executive and judicial chief information technology officers
 12 shall report to the legislative chief information technology officer, at times
 13 agreed upon by the three officers:

strike subsection (b)

14 (1) Progress regarding implementation of information technology
 15 projects of state agencies within the executive and judicial branches of
 16 state government; and

17 (2) all proposed expenditures for such projects, including all revisions
 18 to such proposed expenditures, for the current fiscal year and for ensuing
 19 fiscal years.

strike

20 Sec. 8. K.S.A. 75-7211 is hereby amended to read as follows: 75-
 21 7211. (a) The legislative chief information technology officer, under the
 22 direction of the joint committee, shall monitor state agency execution of
 23 reported information technology projects and, at times agreed upon by the
 24 three chief information technology officers, shall report progress regarding
 25 the implementation of such projects and all proposed expenditures
 26 therefor, including all revisions to such proposed expenditures for the
 27 current fiscal year and for ensuing fiscal years.

. The joint committee shall require

to

28 (b) For information technology projects, the joint committee may:

29 (1) Require the head of any state agency with primary responsibility
 30 for an information technology project may authorize or approve, without
 31 prior consultation with the joint committee, any change in planned
 32 expenditures for an information technology project that would result in the
 33 total cost of the project being increased above the currently authorized cost
 34 of such project but that increases the total cost of such project by less than
 35 the lower of either \$1,000,000 or 10% of the currently authorized cost; and
 36 any change in planned expenditures for an information technology project
 37 involving a cost reduction, other than a change in the proposed use of any
 38 new or replacement information technology equipment or in the use of any
 39 existing information technology equipment that has been significantly
 40 upgraded to advise and consult on the status and progress of such
 41 information technology project, including revisions to expenditures for the
 42 current fiscal year and ensuing fiscal years; and
 43 (2) report on the status and progress of such information technology