

2 SHB 2814 - S COMM AMD
3 By Committee on Ways & Means

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5 Strike everything after the enacting clause and insert the
6 following:

7 "NEW SECTION. **Sec. 1.** STATE STRATEGIC INFORMATION TECHNOLOGY PLAN
8 AND PERFORMANCE REPORT. (1) The department shall prepare a state
9 strategic information technology plan which shall establish a state-
10 wide mission, goals, and objectives for the use of information
11 technology. The plan shall be developed in accordance with the
12 standards and policies established by the board and shall be submitted
13 to the board for review, modification as necessary, and approval. The
14 department shall seek the advice of the board in the development of
15 this plan.

16 The plan approved under this section shall be updated as necessary
17 and submitted to the governor and the chairs and ranking minority
18 members of the appropriations committees of the senate and the house of
19 representatives.

20 (2) The department shall prepare a biennial state performance
21 report on information technology based on agency performance reports
22 required under section 2 of this act and other information deemed
23 appropriate by the department. The report shall include, but not be
24 limited to:

25 (a) An evaluation of performance relating to information
26 technology;

27 (b) An assessment of progress made toward implementing the state
28 strategic information technology plan;

1 (c) An analysis of the success or failure, feasibility, progress,
2 costs, and timeliness of implementation of major information technology
3 projects under section 4 of this act;

4 (d) Identification of benefits, cost avoidance, and cost savings
5 generated by major information technology projects developed under
6 section 4 of this act; and

7 (e) An inventory of state information services, equipment, and
8 proprietary software.

9 Copies of the report shall be distributed biennially to the
10 governor and the chairs and ranking minority members of the
11 appropriations committees of the senate and the house of
12 representatives."

13 "NEW SECTION. **Sec. 2.** AGENCY STRATEGIC INFORMATION TECHNOLOGY
14 PLAN AND PERFORMANCE REPORT. (1) Each agency shall develop an agency
15 strategic information technology plan which establishes agency goals
16 and objectives regarding the development and use of information
17 technology. Plans shall include, but not be limited to, the following:

18 (a) A statement of the agency's mission, goals, and objectives for
19 information technology;

20 (b) An explanation of how the agency's mission, goals, and
21 objectives for information technology support and conform to the state
22 strategic information technology plan developed under section 1 of this
23 act;

24 (c) Projects and resources required to meet the objectives of the
25 plan; and

26 (d) Where feasible, estimated schedules and funding required to
27 implement identified projects.

28 (2) Plans developed under subsection (1) of this section shall be
29 submitted to the department for review and forwarded along with the

1 department's recommendations to the board for review and approval. The
2 board may reject, require modification to, or approve plans as deemed
3 appropriate by the board. Plans submitted under this subsection shall
4 be updated and submitted for review and approval as necessary.

5 (3) Each agency shall prepare and submit to the department a
6 biennial performance report. The report shall include:

7 (a) An evaluation of the agency's performance relating to
8 information technology;

9 (b) An assessment of progress made toward implementing the agency
10 strategic information technology plan; and

11 (c) An inventory of agency information services, equipment, and
12 proprietary software.

13 (4) The department, with the approval of the board, shall establish
14 standards, elements, form, and format for plans and reports developed
15 under this section.

16 (5) The board may exempt any agency from any or all of the
17 requirements of this section."

18 "NEW SECTION. Sec. 3. REVIEW OF FUNDING REQUESTS FOR INFORMATION
19 TECHNOLOGY. Upon request of the office of financial management, the
20 department shall evaluate agency budget requests for major information
21 technology projects identified under section 4 of this act. The
22 department shall submit recommendations for funding all or part of such
23 requests to the office of financial management.

24 The department, with the advice and approval of the office of
25 financial management, shall establish criteria for the evaluation of
26 agency budget requests under this section. Criteria shall include, but
27 not be limited to: Feasibility of the proposed projects, consistency
28 with state and agency strategic information technology plans,
29 consistency with agency goals and objectives, costs, and benefits."

1 "NEW SECTION. **Sec. 4.** PLANNING AND FUNDING OF MAJOR INFORMATION

2 TECHNOLOGY PROJECTS. (1) The department, with the approval of the
3 board, shall establish standards and policies governing the planning,
4 implementation, and evaluation of major information technology
5 projects. The standards and policies shall:

6 (a) Establish criteria to identify projects which are subject to
7 this section. Such criteria shall include, but not be limited to,
8 significant anticipated cost, complexity, or state-wide significance of
9 the project; and

10 (b) Establish a model process and procedures which agencies shall
11 follow in developing and implementing project plans. Agencies may
12 propose, for approval by the department, a process and procedures
13 unique to the agency. The department may accept or require
14 modification of such agency proposals or the department may reject such
15 agency proposals and require use of the model process and procedures
16 established under this subsection. Any process and procedures
17 developed under this subsection shall require (i) distinct and
18 identifiable phases upon which funding may be based, (ii) user
19 validation of products through system demonstrations and testing of
20 prototypes and deliverables, and (iii) other elements identified by the
21 board.

22 Project plans and any agreements established under such plans shall
23 be approved and mutually agreed upon by the director, the director of
24 financial management, and the head of the agency proposing the project.

25 The director may terminate a major project if the director
26 determines that the project is not meeting or is not expected to meet
27 anticipated performance standards.

28 (2) The office of financial management shall establish policies and
29 standards governing the funding of projects developed under this
30 section. The policies and standards shall provide for:

1 (a) Funding of a project under terms and conditions mutually agreed
2 to by the director, the director of financial management, and the head
3 of the agency proposing the project. However, the office of financial
4 management may require incremental funding of a project on a phase-by-
5 phase basis whereby funds for a given phase of a project may be
6 released only when the office of financial management determines, with
7 the advice of the department, that the previous phase is satisfactorily
8 completed;

9 (b) Acceptance testing of products to assure that products perform
10 satisfactorily before they are accepted and final payment is made; and

11 (c) Other elements deemed necessary by the office of financial
12 management.

13 (3) The department shall evaluate projects at three stages of
14 development as follows: (a) Initial needs assessment; (b) feasibility
15 study including definition of scope, development of tasks and
16 timelines, and estimated costs and benefits; and (c) final project
17 implementation plan based upon available funding.

18 Copies of project evaluations conducted under this subsection shall
19 be submitted to the office of financial management and the chairs,
20 ranking minority members, and staff coordinators of the appropriations
21 committees of the senate and house of representatives."

22 "NEW SECTION. **Sec. 5.** In the case of institutions of higher
23 education, the provisions of this chapter apply to business and
24 administrative applications but do not apply to academic and research
25 applications."

26 "**Sec. 6.** RCW 43.105.017 and 1990 c 208 s 2 are each amended to
27 read as follows:

28 It is the intent of the legislature that:

1 (1) State government use voice, data, and video telecommunications
2 technologies to:

3 (a) Transmit and increase access to live, interactive classroom
4 instruction and training;

5 (b) Provide for interactive public affairs presentations, including
6 a public forum for state and local issues;

7 (c) Facilitate communications and exchange of information among
8 state and local elected officials and the general public;

9 (d) Enhance state-wide communications within state agencies; and

10 (e) Through the use of telecommunications, reduce time lost due to
11 travel to in-state meetings;

12 (2) Information be shared and administered in a coordinated manner,
13 except when prevented by agency responsibilities for security, privacy,
14 or confidentiality;

15 (3) The primary responsibility for the management and use of
16 information, information systems, telecommunications, equipment,
17 software, and services rests with each agency head;

18 (4) Resources be used in the most efficient manner and services be
19 shared when cost-effective;

20 (5) A structure be created to:

21 (a) Plan and manage telecommunications and computing networks;

22 (b) Increase agencies' awareness of information sharing
23 opportunities; and

24 (c) Assist agencies in implementing such possibilities;

25 (6) An acquisition process for equipment, proprietary software, and
26 related services be established that meets the needs of the users,
27 considers the exchange of information, and promotes fair and open
28 competition;

29 (7) To the greatest extent possible, major information technology
30 projects be implemented on an incremental basis;

1 (8) The state maximize opportunities to exchange and share data and
2 information by moving toward implementation of open system architecture
3 based upon interface standards providing for application and data
4 portability and interoperability;

5 (9) To the greatest extent possible, the state recognize any price
6 performance advantages which may be available in midrange and personal
7 computing architecture;

8 (10) The state improve recruitment, retention, and training of
9 professional staff;

10 ~~((+8))~~ (11) Plans, proposals, and acquisitions for information
11 services be reviewed from a financial and management perspective as
12 part of the budget process; and

13 ~~((+9))~~ (12) State government adopt policies and procedures that
14 maximize the use of existing video telecommunications resources,
15 coordinate and develop video telecommunications in a manner that is
16 cost-effective and encourages shared use, and ensure the appropriate
17 use of video telecommunications to fulfill identified needs."

18 "NEW SECTION. Sec. 7. A new section is added to chapter 43.88 RCW
19 to read as follows:

20 FUNDING MAJOR INFORMATION TECHNOLOGY PROJECTS. The director of
21 financial management shall establish policies and standards governing
22 the funding of major information technology projects as required under
23 section 4(2) of this act."

24 "Sec. 8. RCW 43.105.032 and 1987 c 504 s 4 are each amended to
25 read as follows:

26 There is hereby created the Washington state information services
27 board. The board shall be composed of nine members. Seven members
28 shall be appointed by the governor, ~~((and serving at the governor's~~

1 ~~pleasure as follows: Three representatives from cabinet agencies,~~)
2 one of which shall be a representative ((from)) of higher education,
3 one of which shall be a representative ((from a noncabinet executive))
4 of an agency under a state-wide elected official other than the
5 governor, and ((two representatives from)) one of which shall be a
6 representative of the private sector. One member shall represent the
7 judicial branch and be appointed by the chief justice of the supreme
8 court. One member shall represent the legislative branch and shall be
9 selected by the president of the senate and the speaker of the house of
10 representatives. These members shall constitute the membership of the
11 board with full voting rights. Members of the board shall serve at the
12 pleasure of the appointing authority. The director shall be an ex
13 officio, nonvoting member of the board. The board shall select a
14 chairperson from among its members.

15 Vacancies shall be filled in the same manner that the original
16 appointments were made.

17 A majority of the members of the board shall constitute a quorum
18 for the transaction of business.

19 Members of the board shall be compensated for service on the board
20 in accordance with RCW 43.03.240 and shall be reimbursed for travel
21 expenses as provided in RCW 43.03.050 and 43.03.060."

22 "**Sec. 9.** RCW 43.105.047 and 1987 c 504 s 6 are each amended to
23 read as follows:

24 There is created the department of information services. The
25 department shall be headed by a director appointed by the governor with
26 the consent of the senate. The director shall serve at the governor's
27 pleasure and shall receive such salary as determined by the governor.
28 The director shall:

1 (1) Appoint a confidential secretary and such deputy and assistant
2 directors as needed to administer the department. However, the total
3 number of deputy and assistant directors shall not exceed four;

4 (2) Maintain and fund a planning component separate from the
5 services component of the department;

6 (3) Appoint, after consulting with the board, the assistant
7 director for the planning component;

8 (4) Appoint such professional, technical, and clerical assistants
9 and employees as may be necessary to perform the duties imposed by this
10 chapter;

11 (~~(4)~~) (5) Report to the governor and the board any matters
12 relating to abuses and evasions of this chapter; and

13 (~~(5)~~) (6) Recommend statutory changes to the governor and the
14 board."

15 "Sec. 10. RCW 43.105.052 and 1990 c 208 s 7 are each amended to
16 read as follows:

17 The department shall:

18 (1) Perform all duties and responsibilities the board delegates to
19 the department, including but not limited to:

20 (a) The review of agency acquisition plans and requests; and

21 (b) Implementation of state-wide and interagency policies,
22 standards, and guidelines;

23 (2) Make available information services to state agencies and local
24 governments on a full cost-recovery basis. These services may include,
25 but are not limited to:

26 (a) Telecommunications services for voice, data, and video;

27 (b) Mainframe computing services;

28 (c) Support for departmental and microcomputer evaluation,
29 installation, and use;

1 (d) Equipment acquisition assistance, including leasing, brokering,
2 and establishing master contracts;

3 (e) Facilities management services for information technology
4 equipment, equipment repair, and maintenance service;

5 (f) (~~Negotiate~~[Negotiation]) Negotiation with local cable
6 companies and local governments to provide for connection to local
7 cable services to allow for access to these public and educational
8 channels in the state;

9 (g) Office automation services;

10 (h) System development services; and

11 (i) Training.

12 These services are for discretionary use by customers and customers
13 may elect other alternatives for service if those alternatives are more
14 cost-effective or provide better service. Agencies may be required to
15 use the backbone network portions of the telecommunications services
16 during an initial start-up period not to exceed three years;

17 (3) Establish rates and fees for services provided by the
18 department to assure that the services component of the department is
19 self-supporting. A billing rate plan shall be developed for a two-year
20 period to coincide with the budgeting process. The rate plan shall be
21 subject to review at least annually by the customer oversight
22 committees. The rate plan shall show the proposed rates by each cost
23 center and will show the components of the rate structure as mutually
24 determined by the department and the customer oversight committees.
25 The same rate structure will apply to all user agencies of each cost
26 center. The rate plan and any adjustments to rates shall be approved
27 by the office of financial management. The services component shall
28 not subsidize the operations of the planning component;

29 (4) With the advice of the information services board and agencies,
30 develop (~~and publish state wide goals and objectives at least~~

1 biennially)) a state strategic information technology plan and
2 performance reports as required under section 1 of this act;

3 (5) Develop plans for the department's achievement of state-wide
4 goals and objectives set forth in the state strategic information
5 technology plan required under section 1 of this act. These plans
6 shall address such services as telecommunications, central and
7 distributed computing, local area networks, office automation, and end
8 user computing. The department shall seek the advice of customer
9 oversight committees and the board in the development of these plans;

10 (6) Under direction of the information services board and in
11 collaboration with the department of personnel, the higher education
12 personnel board, and other agencies as may be appropriate, develop
13 training plans and coordinate training programs that are responsive to
14 the needs of agencies;

15 (7) Identify opportunities for the effective use of information
16 services and coordinate appropriate responses to those opportunities;

17 (8) Assess agencies' projects, acquisitions, plans, or overall
18 information processing performance as requested by the board, agencies,
19 the director of financial management, or the legislature. Agencies may
20 be required to reimburse the department for agency-requested reviews;

21 (9) Develop planning, budgeting, and expenditure reporting
22 requirements, in conjunction with the office of financial management,
23 for agencies to follow;

24 (10) Assist the office of financial management with budgetary and
25 policy review of agency plans for information services;

26 (11) Provide staff support from the planning component to the board
27 for:

28 (a) Meeting preparation, notices, and minutes;

29 (b) Promulgation of policies, standards, and guidelines adopted by
30 the board;

1 (c) Supervision of studies and reports requested by the board;
2 (d) Conducting reviews and assessments as directed by the board;
3 (12) Be the lead agency in coordinating video telecommunications
4 services for all state agencies and develop, pursuant to board
5 policies, standards and common specifications for leased and purchased
6 telecommunications equipment. The department shall not evaluate the
7 merits of school curriculum, higher education course offerings, or
8 other education and training programs proposed for transmission and/or
9 reception using video telecommunications resources. Nothing in this
10 section shall abrogate or abridge the legal responsibilities of
11 licensees of telecommunications facilities as licensed by the federal
12 communication commission on March 27, 1990; and
13 (13) Perform all other matters and things necessary to carry out
14 the purposes and provisions of this chapter."

15 "Sec. 11. RCW 43.105.057 and 1990 c 208 s 13 are each amended to
16 read as follows:

17 The department of information services and the information services
18 board, respectively, shall adopt rules as necessary under chapter 34.05
19 RCW to implement the provisions of ((RCW 43.105.005, 43.105.017,
20 43.105.032, 43.105.041, 43.105.052, and section 5 of this act)) this
21 chapter."

22 "Sec. 12. RCW 43.131.353 and 1987 c 504 s 22 are each amended to
23 read as follows:

24 The information services board and the department of information
25 services and their powers and duties shall be terminated on June 30,
26 ((1994)) 1996, as provided in RCW 43.131.354."

1 **"Sec. 13.** RCW 43.131.354 and 1987 c 504 s 24 are each amended to
2 read as follows:

3 (~~Chapter 43.105 RCW shall expire June 30, 1995.~~

4 ~~Section 7, chapter 504, Laws of 1987 and RCW 41.06.094, as now or~~
5 ~~hereafter amended, are each repealed, effective June 30, 1995.))~~

6 The following acts or parts of acts, as now existing or hereafter
7 amended, are each repealed, effective June 30, 1997:

8 (1) RCW 41.06.094 and 1987 c 504 s 7;

9 (2) RCW 43.88.-- and 1992 c -- s 7 (section 7 of this act);

10 (3) RCW 43.105.005 and 1990 c 208 s 1 & 1987 c 504 s 1;

11 (4) RCW 43.105.017 and 1992 c -- s 6, 1990 c 208 s 2, & 1987 c 504
12 s 2 (section 6 of this act);

13 (5) RCW 43.105.020 and 1990 c 208 s 3, 1987 c 504 s 3, 1973 1st
14 ex.s. c 219 s 3, & 1967 ex.s. c 115 s 2;

15 (6) RCW 43.105.032 and 1992 c -- s 8, 1987 c 504 s 4, 1984 c 287 s
16 86, 1975-'76 2nd ex.s. c 34 s 128, & 1973 1st ex.s. c 219 s 5 (section
17 8 of this act);

18 (7) RCW 43.105.041 and 1990 c 208 s 6, 1987 c 504 s 5, 1983 c 3 s
19 115, & 1973 1st ex.s. c 219 s 6;

20 (8) RCW 43.105.047 and 1992 c -- s 9 & 1987 c 504 s 6 (section 9 of
21 this act);

22 (9) RCW 43.105.052 and 1992 c -- s 10, 1990 c 208 s 7, & 1987 c 504
23 s 8 (section 10 of this act);

24 (10) RCW 43.105.055 and 1987 c 504 s 9;

25 (11) RCW 43.105.057 and 1992 c -- s 11 & 1990 c 208 s 13 (section
26 11 of this act);

27 (12) RCW 43.105.060 and 1987 c 504 s 10, 1973 1st ex.s. c 219 s 9,
28 & 1967 ex.s. c 115 s 6;

29 (13) RCW 43.105.070 and 1969 ex.s. c 212 s 4;

1 (14) RCW 43.105.080 and 1987 c 504 s 11, 1983 c 3 s 116, & 1974
2 ex.s. c 129 s 1;
3 (15) RCW 43.105.900 and 1973 1st ex.s. c 219 s 10;
4 (16) RCW 43.105.901 and 1987 c 504 s 25;
5 (17) RCW 43.105.902 and 1987 c 504 s 26;
6 (18) RCW 43.105.--- and 1992 c -- s 1 (section 1 of this act);
7 (19) RCW 43.105.--- and 1992 c -- s 2 (section 2 of this act);
8 (20) RCW 43.105.--- and 1992 c -- s 3 (section 3 of this act);
9 (21) RCW 43.105.--- and 1992 c -- s 4 (section 4 of this act); and
10 (22) RCW 43.105.--- and 1992 c -- s 5 (section 5 of this act)."

11 "NEW SECTION. Sec. 14. If any provision of this act or its
12 application to any person or circumstance is held invalid, the
13 remainder of the act or the application of the provision to other
14 persons or circumstances is not affected."

15 "NEW SECTION. Sec. 15. Sections 1 through 5 of this act are
16 each added to chapter 43.105 RCW."

17 "NEW SECTION. Sec. 16. Captions used in this act do not
18 constitute any part of the law."

19 "NEW SECTION. Sec. 17. This act is necessary for the immediate
20 preservation of the public peace, health, or safety, or support of the
21 state government and its existing public institutions, and shall take
22 effect immediately."

1 **SHB 2814** - S COMM AMD
2 By Committee on Ways & Means

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4 On page 1, line 1 of the title, after "resources;" strike the
5 remainder of the title and insert "amending RCW 43.105.017, 43.105.032,
6 43.105.047, 43.105.052, 43.105.057, 43.131.353, and 43.131.354; adding
7 a new section to chapter 43.88 RCW; adding new sections to chapter
8 43.105 RCW; creating a new section; and declaring an emergency."