
SENATE BILL 6550

State of Washington

54th Legislature

1996 Regular Session

By Senators Bauer, Prince, Deccio, Wojahn and Winsley; by request of Legislative Budget Committee

Read first time 01/17/96. Referred to Committee on Government Operations.

1 AN ACT Relating to the information services board; amending RCW
2 43.105.020, 43.105.032, 43.105.041, 43.105.041, 43.105.047, 43.105.052,
3 43.105.160, 43.105.170, 43.105.180, and 43.105.190; reenacting and
4 amending RCW 42.17.2401; creating a new section; repealing RCW
5 43.131.353 and 43.131.354; providing an effective date; and providing
6 an expiration date.

7 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WASHINGTON:

8 **Sec. 1.** RCW 43.105.020 and 1993 c 280 s 78 are each amended to
9 read as follows:

10 As used in this chapter, unless the context indicates otherwise,
11 the following definitions shall apply:

12 (1) "Department" means the department of information services;

13 (2) "Board" means the information services board;

14 (3) "Local governments" includes all municipal and quasi municipal
15 corporations and political subdivisions, and all agencies of such
16 corporations and subdivisions authorized to contract separately;

17 (4) "Director" means the director of the department;

18 (5) "Executive director" means the executive director of the
19 information services board;

1 (6) "Purchased services" means services provided by a vendor to
2 accomplish routine, continuing, and necessary functions. This term
3 includes, but is not limited to, services acquired for equipment
4 maintenance and repair, operation of a physical plant, security,
5 computer hardware and software installation and maintenance, data
6 entry, keypunch services, programming services, and computer time-
7 sharing;

8 ~~((+6+))~~ (7) "Backbone network" means the shared high-density
9 portions of the state's telecommunications transmission facilities. It
10 includes specially conditioned high-speed communications carrier lines,
11 multiplexors, switches associated with such communications lines, and
12 any equipment and software components necessary for management and
13 control of the backbone network;

14 ~~((+7+))~~ (8) "Telecommunications" means the transmission of
15 information by wire, radio, optical cable, electromagnetic, or other
16 means;

17 ~~((+8+))~~ (9) "Information processing" means the electronic capture,
18 collection, storage, manipulation, transmission, retrieval, and
19 presentation of information in the form of data, text, voice, or image
20 and includes telecommunications and office automation functions;

21 ~~((+9+))~~ (10) "Information services" means data processing,
22 telecommunications, and office automation;

23 ~~((+10+))~~ (11) "Equipment" means the machines, devices, and
24 transmission facilities used in information processing, such as
25 computers, word processors, terminals, telephones, and cables;

26 ~~((+11+))~~ (12) "Proprietary software" means that software offered
27 for sale or license;

28 ~~((+12+))~~ (13) "Video telecommunications" means the electronic
29 interconnection of two or more sites for the purpose of transmitting
30 and/or receiving visual and associated audio information. Video
31 telecommunications shall not include existing public television
32 broadcast stations as currently designated by the department of
33 community, trade, and economic development under chapter 43.330 RCW.

34 **Sec. 2.** RCW 43.105.032 and 1992 c 20 s 8 are each amended to read
35 as follows:

36 (1) There is hereby created the Washington state information
37 services board. The board shall be composed of nine members. Seven
38 members shall be appointed by the governor, ~~((one))~~ three of which

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

16 (2) Vacancies shall be filled in the same manner that the original
17 appointments were made.

18 (3) A majority of the members of the board shall constitute a
19 quorum for the transaction of business.

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

23 (5) The board shall employ an executive director and staff to
24 perform duties under this chapter.

25 **Sec. 3.** RCW 43.105.041 and 1995 2nd sp.s. c 14 s 512 are each
26 amended to read as follows:

27 The board shall have the following powers and duties related to
28 information services:

29 (1) To develop standards governing the acquisition and disposition
30 of equipment, proprietary software and purchased services, and
31 confidentiality of computerized data;

32 (2) To purchase, lease, rent, or otherwise acquire, dispose of, and
33 maintain equipment, proprietary software, and purchased services, or to
34 delegate to other agencies and institutions of state government, under
35 appropriate standards, the authority to purchase, lease, rent, or
36 otherwise acquire, dispose of, and maintain equipment, proprietary
37 software, and purchased services: PROVIDED, That, agencies and
38 institutions of state government, except as provided in RCW

1 43.105.017(5) and section 507, chapter 14, Laws of 1995 2nd sp. sess.,
2 are expressly prohibited from acquiring or disposing of equipment,
3 proprietary software, and purchased services without such delegation of
4 authority. The acquisition and disposition of equipment, proprietary
5 software, and purchased services is exempt from RCW 43.19.1919 and, as
6 provided in RCW 43.19.1901, from the provisions of RCW 43.19.190
7 through 43.19.200. This subsection does not apply to the legislative
8 branch;

9 (3) To review agency acquisition plans and requests;

10 (4) To develop and implement state-wide or interagency technical
11 policies, standards, and procedures;

12 ((+4)) (5) To develop a state strategic information technology plan
13 and performance reports as required under RCW 43.105.160;

14 (6) To develop plans for the achievement of state-wide goals and
15 objectives set forth in the state strategic information technology plan
16 required under RCW 43.105.160. These plans shall address such services
17 as telecommunications, central and distributed computing, local area
18 networks, office automation, and end user computing. The board shall
19 seek the advice of customer oversight committees in the development of
20 these plans;

21 (7) In collaboration with the department of personnel and other
22 agencies as may be appropriate, to develop training plans and
23 coordinate training programs that are responsive to the needs of
24 agencies;

25 (8) To identify opportunities for the effective use of information
26 services and coordinate appropriate responses to those opportunities;

27 (9) To assess agencies' projects, acquisitions, plans, or overall
28 information processing performance as requested by agencies, the
29 director of financial management, or the legislature. Agencies may be
30 required to reimburse the board for agency-requested reviews;

31 (10) To develop planning, budgeting, and expenditure reporting
32 requirements, in conjunction with the office of financial management,
33 for agencies to follow;

34 (11) To assist the office of financial management with budgetary
35 and policy review of agency plans for information services;

36 (12) To assure the cost-effective development and incremental
37 implementation of a state-wide video telecommunications system to
38 serve: Public schools; educational service districts; vocational-
39 technical institutes; community colleges; colleges and universities;

1 state and local government; and the general public through public
2 affairs programming;

3 ~~((+5))~~ (13) To provide direction concerning strategic planning
4 goals and objectives for the state. The board shall seek input from
5 the legislature and the judiciary;

6 ~~((+6))~~ (14) To develop and implement a process for the resolution
7 of appeals by:

8 (a) Vendors concerning the conduct of an acquisition process by an
9 agency or the department; or

10 (b) A customer agency concerning the provision of services by the
11 department or by other state agency providers;

12 ~~((+7))~~ (15) To establish policies for the periodic review by the
13 department of agency performance, which may include but are not limited
14 to analysis of:

15 (a) Planning, management, control, and use of information services;

16 (b) Training and education; and

17 (c) Project management;

18 ~~((+8))~~ (16) To set its meeting schedules and convene at scheduled
19 times, or meet at the request of a majority of its members, the chair,
20 or the director; ~~((and~~

21 ~~+9))~~ (17) To ensure compliance by state agencies with the board's
22 standards and policies governing the planning, implementation, and
23 evaluation of major information technology projects identified under
24 RCW 43.105.190; and

25 (18) To review and approve that portion of the department's budget
26 requests that ~~((provides for support))~~ relates to ~~((the))~~ board
27 responsibilities.

28 **Sec. 4.** RCW 43.105.041 and 1990 c 208 s 6 are each amended to read
29 as follows:

30 The board shall have the following powers and duties related to
31 information services:

32 (1) To develop standards governing the acquisition and disposition
33 of equipment, proprietary software and purchased services, and
34 confidentiality of computerized data;

35 (2) To purchase, lease, rent, or otherwise acquire, dispose of, and
36 maintain equipment, proprietary software, and purchased services, or to
37 delegate to other agencies and institutions of state government, under
38 appropriate standards, the authority to purchase, lease, rent, or

1 otherwise acquire, dispose of, and maintain equipment, proprietary
2 software, and purchased services: PROVIDED, That, agencies and
3 institutions of state government are expressly prohibited from
4 acquiring or disposing of equipment, proprietary software, and
5 purchased services without such delegation of authority. The
6 acquisition and disposition of equipment, proprietary software, and
7 purchased services is exempt from RCW 43.19.1919 and, as provided in
8 RCW 43.19.1901, from the provisions of RCW 43.19.190 through 43.19.200.
9 This subsection does not apply to the legislative branch;

10 (3) To review agency acquisitions and requests;

11 (4) To develop and implement state-wide or interagency technical
12 policies, standards, and procedures;

13 ~~((4))~~ (5) To develop a state strategic information technology
14 plan and performance reports as required under RCW 43.105.160;

15 (6) To develop plans for the achievement of state-wide goals and
16 objectives set forth in the state strategic information technology plan
17 required under RCW 43.105.160. These plans shall address such services
18 as telecommunications, central and distributed computing, local area
19 networks, office automation, and end user computing. The board shall
20 seek the advice of customer oversight committees in the development of
21 these plans;

22 (7) In collaboration with the department of personnel and other
23 agencies as may be appropriate, to develop training plans and
24 coordinate training programs that are responsive to the needs of
25 agencies;

26 (8) To identify opportunities for the effective use of information
27 services and coordinate appropriate responses to those opportunities;

28 (9) To assess agencies' projects, acquisitions, plans, or overall
29 information processing performance as requested by agencies, the
30 director of financial management, or the legislature. Agencies may be
31 required to reimburse the board for agency-requested reviews;

32 (10) To develop planning, budgeting, and expenditure reporting
33 requirements, in conjunction with the office of financial management,
34 for agencies to follow;

35 (11) To assist the office of financial management with budgetary
36 and policy review of agency plans for information services;

37 (12) To assure the cost-effective development and incremental
38 implementation of a state-wide video telecommunications system to
39 serve: Public schools; educational service districts; vocational-

1 technical institutes; community colleges; colleges and universities;
2 state and local government; and the general public through public
3 affairs programming;

4 ~~((+5))~~ (13) To provide direction concerning strategic planning
5 goals and objectives for the state. The board shall seek input from
6 the legislature and the judiciary;

7 ~~((+6))~~ (14) To develop and implement a process for the resolution
8 of appeals by:

9 (a) Vendors concerning the conduct of an acquisition process by an
10 agency or the department; or

11 (b) A customer agency concerning the provision of services by the
12 department or by other state agency providers;

13 ~~((+7))~~ (15) To establish policies for the periodic review by the
14 department of agency performance, which may include but are not limited
15 to analysis of:

16 (a) Planning, management, control, and use of information services;

17 (b) Training and education; and

18 (c) Project management;

19 ~~((+8))~~ (16) To set its meeting schedules and convene at scheduled
20 times, or meet at the request of a majority of its members, the chair,
21 or the director; ~~((and~~

22 ~~+9))~~ (17) To ensure compliance by state agencies with the board's
23 standards and policies governing the planning, implementation, and
24 evaluation of major information technology projects identified under
25 RCW 43.105.190; and

26 (18) To review and approve that portion of the department's budget
27 requests that ~~((provides for support))~~ relates to ~~((the))~~ board
28 responsibilities.

29 **Sec. 5.** RCW 43.105.047 and 1992 c 20 s 9 are each amended to read
30 as follows:

31 There is created the department of information services. The
32 department shall be headed by a director appointed by the governor with
33 the consent of the senate. The director shall serve at the governor's
34 pleasure and shall receive such salary as determined by the governor.
35 The director shall:

36 (1) Appoint a confidential secretary and such deputy and assistant
37 directors as needed to administer the department. However, the total

1 number of deputy and assistant directors shall not exceed ~~((four))~~
2 three;

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

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

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

10 ~~((+5))~~ (3) Report to the governor and the board any matters
11 relating to abuses and evasions of this chapter; and

12 ~~((+6))~~ (4) Recommend statutory changes to the governor and the
13 board.

14 **Sec. 6.** RCW 43.105.052 and 1993 c 281 s 53 are each amended to
15 read as follows:

16 The department shall:

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

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

20 ~~(b) Implementation of state wide and interagency policies,~~
21 ~~standards, and guidelines;~~

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

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

26 (b) Mainframe computing services;

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

29 (d) Equipment acquisition assistance, including leasing, brokering,
30 and establishing master contracts;

31 (e) Assistance in planning and developing computer networks,
32 including the establishment of master personal service contracts with
33 individuals or firms with proven expertise in networking;

34 (f) Facilities management services for information technology
35 equipment, equipment repair, and maintenance service;

36 ~~((+f))~~ (g) Negotiation with local cable companies and local
37 governments to provide for connection to local cable services to allow
38 for access to these public and educational channels in the state;

1 ~~((g))~~ (h) Office automation services;
2 ~~((h))~~ (i) System development services; and
3 ~~((i))~~ (j) Training.

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

9 ~~((3))~~ (2) Establish rates and fees for services provided by the
10 department to assure that the services component of the department is
11 self-supporting. A billing rate plan shall be developed for a two-year
12 period to coincide with the budgeting process. The rate plan shall be
13 subject to review at least annually by the customer oversight
14 committees. The rate plan shall show the proposed rates by each cost
15 center and will show the components of the rate structure as mutually
16 determined by the department and the customer oversight committees.
17 The same rate structure will apply to all user agencies of each cost
18 center. The rate plan and any adjustments to rates shall be approved
19 by the office of financial management. The services component shall
20 not subsidize the operations of the planning component;

21 ~~((4) With the advice of the information services board and
22 agencies, develop a state strategic information technology plan and
23 performance reports as required under RCW 43.105.160;~~

24 ~~(5) Develop plans for the department's achievement of state-wide
25 goals and objectives set forth in the state strategic information
26 technology plan required under RCW 43.105.160. These plans shall
27 address such services as telecommunications, central and distributed
28 computing, local area networks, office automation, and end user
29 computing. The department shall seek the advice of customer oversight
30 committees and the board in the development of these plans;~~

31 ~~(6) Under direction of the information services board and in
32 collaboration with the department of personnel, and other agencies as
33 may be appropriate, develop training plans and coordinate training
34 programs that are responsive to the needs of agencies;~~

35 ~~(7) Identify opportunities for the effective use of information
36 services and coordinate appropriate responses to those opportunities;~~

37 ~~(8) Assess agencies' projects, acquisitions, plans, or overall
38 information processing performance as requested by the board, agencies,~~

1 the director of financial management, or the legislature. Agencies may
2 be required to reimburse the department for agency requested reviews;

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

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

8 (11) Provide staff support from the planning component to the board
9 for:

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

11 (b) Promulgation of policies, standards, and guidelines adopted by
12 the board;

13 (c) Supervision of studies and reports requested by the board;

14 (d) Conducting reviews and assessments as directed by the board;

15 (12)) (3) Be the lead agency in coordinating video
16 telecommunications services for all state agencies and develop,
17 pursuant to board policies, standards and common specifications for
18 leased and purchased telecommunications equipment. The department
19 shall not evaluate the merits of school curriculum, higher education
20 course offerings, or other education and training programs proposed for
21 transmission and/or reception using video telecommunications resources.
22 Nothing in this section shall abrogate or abridge the legal
23 responsibilities of licensees of telecommunications facilities as
24 licensed by the federal communication commission on March 27, 1990; and
25 ((13)) (4) Except as provided in RCW 43.105.041, perform all
26 other matters and things necessary to carry out the purposes and
27 provisions of this chapter.

28 **Sec. 7.** RCW 43.105.160 and 1992 c 20 s 1 are each amended to read
29 as follows:

30 (1) The ((department)) board shall prepare a state strategic
31 information technology plan ((which shall establish)) that establishes
32 a state-wide mission, goals, and objectives for the use of information
33 technology. The plan shall be developed in accordance with the
34 standards and policies established by the board ((and shall be
35 submitted to the board for review, modification as necessary, and
36 approval. The department shall seek the advice of the board in the
37 development of this plan)).

1 The plan approved under this section shall be updated as necessary
2 and submitted to the governor and the chairs and ranking minority
3 members of the (~~appropriations~~) fiscal committees of the senate and
4 the house of representatives.

5 (2) The (~~department~~) board shall prepare a biennial state
6 performance report on information technology based on agency
7 performance reports required under RCW 43.105.170 and other information
8 deemed appropriate (~~by the department~~). The report shall include,
9 but not be limited to:

10 (a) An evaluation of performance relating to information
11 technology;

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

14 (c) An analysis of the success or failure, feasibility, progress,
15 costs, and timeliness of implementation of major information technology
16 projects under RCW 43.105.190;

17 (d) Identification of benefits, cost avoidance, and cost savings
18 generated by major information technology projects developed under RCW
19 43.105.190; and

20 (e) An inventory of state information services, equipment, and
21 proprietary software.

22 Copies of the report shall be distributed biennially to the
23 governor and the chairs and ranking minority members of the
24 (~~appropriations~~) fiscal committees of the senate and the house of
25 representatives.

26 **Sec. 8.** RCW 43.105.170 and 1992 c 20 s 2 are each amended to read
27 as follows:

28 (1) Each agency shall develop an agency strategic information
29 technology plan which establishes agency goals and objectives regarding
30 the development and use of information technology. Plans shall
31 include, but not be limited to, the following:

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

34 (b) An explanation of how the agency's mission, goals, and
35 objectives for information technology support and conform to the state
36 strategic information technology plan developed under RCW 43.105.160;

37 (c) Projects and resources required to meet the objectives of the
38 plan; and

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

3 (2) Plans developed under subsection (1) of this section shall be
4 submitted to the (~~department for review and forwarded along with the~~
5 ~~department's recommendations to the~~) board for review and approval.
6 The board may reject, require modification to, or approve plans as
7 deemed appropriate by the board. Plans submitted under this subsection
8 shall be updated and submitted for review and approval as necessary.

9 (3) Each agency shall prepare and submit to the (~~department~~)
10 board a biennial performance report. The report shall include:

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

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

15 (c) An inventory of agency information services, equipment, and
16 proprietary software.

17 (4) The (~~department, with the approval of the~~) board(~~(7)~~) shall
18 establish standards, elements, form, and format for plans and reports
19 developed under this section.

20 (5) The board may exempt any agency from any or all of the
21 requirements of this section.

22 **Sec. 9.** RCW 43.105.180 and 1992 c 20 s 3 are each amended to read
23 as follows:

24 (~~Upon request of the office of financial management, the~~
25 ~~department shall evaluate agency budget requests for major information~~
26 ~~technology projects identified under RCW 43.105.190. The department~~
27 ~~shall submit recommendations for funding all or part of such requests~~
28 ~~to the office of financial management.~~

29 ~~The department, with the advice and approval of the office of~~
30 ~~financial management, shall establish criteria for the evaluation of~~
31 ~~agency budget requests under this section. Criteria shall include, but~~
32 ~~not be limited to: Feasibility of the proposed projects, consistency~~
33 ~~with state and agency strategic information technology plans,~~
34 ~~consistency with agency goals and objectives, costs, and benefits.)~~
35 The office of financial management and the board shall collaborate to
36 evaluate agency budget requests for information technology projects of
37 one and one-half million dollars or more. The evaluation process shall
38 use a consistent methodology that includes the following components:

1 (1) Requests for funding shall be considered as proposed
2 investments by the taxpayers of the state;

3 (2) Agencies submitting proposals subject to this section shall
4 submit a cost-benefit analysis that quantifies the life-cycle costs and
5 benefits of the proposed project and alternatives to the proposed
6 project;

7 (3) An appropriate measure of return on investment, generated from
8 the required cost-benefit analysis, shall be an important criterion for
9 evaluating proposed projects;

10 (4) Other evaluation criteria including, but not limited to:
11 Feasibility of the proposed projects, consistency with state and agency
12 strategic information technology plans, and consistency with agency
13 goals and objectives; and

14 (5) A summary of the results of the evaluation process for each
15 proposed project shall be transmitted to the fiscal committees of the
16 legislature.

17 **Sec. 10.** RCW 43.105.190 and 1992 c 20 s 4 are each amended to read
18 as follows:

19 (1) The ~~((department, with the approval of the))~~ board~~((,))~~ shall
20 establish standards and policies governing the planning,
21 implementation, and evaluation of major information technology
22 projects. The standards and policies shall:

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

27 (b) Establish a model process and procedures which agencies shall
28 follow in developing and implementing project plans. Agencies may
29 propose, for approval by the ~~((department))~~ board, a process and
30 procedures unique to the agency. The ~~((department))~~ board may accept
31 or require modification of such agency proposals or the ~~((department))~~
32 board may reject such agency proposals and require use of the model
33 process and procedures established under this subsection. Any process
34 and procedures developed under this subsection shall require (i)
35 distinct and identifiable phases upon which funding may be based, (ii)
36 user validation of products through system demonstrations and testing
37 of prototypes and deliverables, and (iii) other elements identified by
38 the board.

1 Project plans and any agreements established under such plans shall
2 be approved and mutually agreed upon by the executive director, the
3 director of financial management, and the head of the agency proposing
4 the project.

5 The executive director may terminate a major project if the
6 executive director determines that the project is not meeting or is not
7 expected to meet anticipated performance standards.

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

11 (a) Funding of a project under terms and conditions mutually agreed
12 to by the executive director, the director of financial management, and
13 the head of the agency proposing the project. However, the office of
14 financial management may require incremental funding of a project on a
15 phase-by-phase basis whereby funds for a given phase of a project may
16 be released only when the office of financial management determines,
17 with the advice of the ((department)) board, that the previous phase is
18 satisfactorily completed;

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

21 (c) Other elements deemed necessary by the office of financial
22 management.

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

28 Copies of project evaluations conducted under this subsection shall
29 be submitted to the office of financial management and the chairs,
30 ranking minority members, and staff coordinators of the
31 ((appropriations)) fiscal committees of the senate and house of
32 representatives.

33 NEW SECTION. Sec. 11. (1) All powers, duties, and functions of
34 the department of information services pertaining to information
35 technology planning, policies, and standards and oversight of agency
36 technology projects are transferred to the information services board.
37 All references to the director or the department of information
38 services in the Revised Code of Washington shall be construed to mean

1 the executive director or the information services board when referring
2 to the functions transferred in this section.

3 (2)(a) All reports, documents, surveys, books, records, files,
4 papers, or written material in the possession of the department of
5 information services pertaining to the powers, functions, and duties
6 transferred shall be delivered to the custody of the information
7 services board. All cabinets, furniture, office equipment, motor
8 vehicles, and other tangible property employed by the department of
9 information services in carrying out the powers, functions, and duties
10 transferred shall be made available to the information services board.
11 All funds, credits, or other assets held in connection with the powers,
12 functions, and duties transferred shall be assigned to the information
13 services board.

14 (b) Any appropriations made to the department of information
15 services for carrying out the powers, functions, and duties transferred
16 shall, on the effective date of this section, be transferred and
17 credited to the information services board.

18 (c) Whenever any question arises as to the transfer of any
19 personnel, funds, books, documents, records, papers, files, equipment,
20 or other tangible property used or held in the exercise of the powers
21 and the performance of the duties and functions transferred, the
22 director of financial management shall make a determination as to the
23 proper allocation and certify the same to the state agencies concerned.

24 (3) All employees of the department of information services engaged
25 in performing the powers, functions, and duties transferred are
26 transferred to the jurisdiction of the information services board. All
27 employees classified under chapter 41.06 RCW, the state civil service
28 law, are assigned to the information services board to perform their
29 usual duties upon the same terms as formerly, without any loss of
30 rights, subject to any action that may be appropriate thereafter in
31 accordance with the laws and rules governing state civil service.

32 (4) All rules and all pending business before the department of
33 information services pertaining to the powers, functions, and duties
34 transferred shall be continued and acted upon by the information
35 services board. All existing contracts and obligations shall remain in
36 full force and shall be performed by the information services board.

37 (5) The transfer of the powers, duties, functions, and personnel of
38 the department of information services shall not affect the validity of
39 any act performed before the effective date of this section.

1 (6) If apportionments of budgeted funds are required because of the
2 transfers directed by this section, the director of financial
3 management shall certify the apportionments to the agencies affected,
4 the state auditor, and the state treasurer. Each of these shall make
5 the appropriate transfer and adjustments in funds and appropriation
6 accounts and equipment records in accordance with the certification.

7 (7) Nothing contained in this section may be construed to alter any
8 existing collective bargaining unit or the provisions of any existing
9 collective bargaining agreement until the agreement has expired or
10 until the bargaining unit has been modified by action of the personnel
11 board as provided by law.

12 **Sec. 12.** RCW 42.17.2401 and 1995 c 399 s 60 and 1995 c 397 s 10
13 are each reenacted and amended to read as follows:

14 For the purposes of RCW 42.17.240, the term "executive state
15 officer" includes:

16 (1) The chief administrative law judge, the director of
17 agriculture, the administrator of the office of marine safety, the
18 administrator of the Washington basic health plan, the director of the
19 department of services for the blind, the director of the state system
20 of community and technical colleges, the director of community, trade,
21 and economic development, the secretary of corrections, the director of
22 ecology, the commissioner of employment security, the chairman of the
23 energy facility site evaluation council, the director of the energy
24 office, the secretary of the state finance committee, the director of
25 financial management, the director of fish and wildlife, the executive
26 secretary of the forest practices appeals board, the director of the
27 gambling commission, the director of general administration, the
28 secretary of health, the administrator of the Washington state health
29 care authority, the executive secretary of the health care facilities
30 authority, the executive secretary of the higher education facilities
31 authority, the executive secretary of the horse racing commission, the
32 executive secretary of the human rights commission, the executive
33 secretary of the indeterminate sentence review board, the director of
34 the department of information services, the executive director of the
35 information services board, the director of the interagency committee
36 for outdoor recreation, the executive director of the state investment
37 board, the director of labor and industries, the director of licensing,
38 the director of the lottery commission, the director of the office of

1 minority and women's business enterprises, the director of parks and
2 recreation, the director of personnel, the executive director of the
3 public disclosure commission, the director of retirement systems, the
4 director of revenue, the secretary of social and health services, the
5 chief of the Washington state patrol, the executive secretary of the
6 board of tax appeals, the secretary of transportation, the secretary of
7 the utilities and transportation commission, the director of veterans
8 affairs, the president of each of the regional and state universities
9 and the president of The Evergreen State College, each district and
10 each campus president of each state community college;

11 (2) Each professional staff member of the office of the governor;

12 (3) Each professional staff member of the legislature; and

13 (4) Central Washington University board of trustees, board of
14 trustees of each community college, each member of the state board for
15 community and technical colleges, state convention and trade center
16 board of directors, committee for deferred compensation, Eastern
17 Washington University board of trustees, Washington economic
18 development finance authority, The Evergreen State College board of
19 trustees, executive ethics board, forest practices appeals board,
20 forest practices board, gambling commission, Washington health care
21 facilities authority, each member of the Washington health services
22 commission, higher education coordinating board, higher education
23 facilities authority, horse racing commission, state housing finance
24 commission, human rights commission, indeterminate sentence review
25 board, board of industrial insurance appeals, (~~information services~~
26 ~~board,~~) interagency committee for outdoor recreation, state investment
27 board, commission on judicial conduct, legislative ethics board, liquor
28 control board, lottery commission, marine oversight board, Pacific
29 Northwest electric power and conservation planning council, parks and
30 recreation commission, personnel appeals board, board of pilotage
31 commissioners, pollution control hearings board, public disclosure
32 commission, public pension commission, shorelines hearing board, public
33 employees' benefits board, board of tax appeals, transportation
34 commission, University of Washington board of regents, utilities and
35 transportation commission, Washington state maritime commission,
36 Washington personnel resources board, Washington public power supply
37 system executive board, Washington State University board of regents,
38 Western Washington University board of trustees, and fish and wildlife
39 commission.

1 NEW SECTION. **Sec. 13.** The following acts or parts of acts are
2 each repealed:

3 (1) RCW 43.131.353 and 1992 c 20 s 12 & 1987 c 504 s 22; and

4 (2) RCW 43.131.354 and 1992 c 20 s 13 & 1987 c 504 s 24.

5 NEW SECTION. **Sec. 14.** Section 3 of this act expires June 30,
6 1997.

7 NEW SECTION. **Sec. 15.** Section 4 of this act takes effect June 30,
8 1997.

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