
ENGROSSED SUBSTITUTE HOUSE BILL 1965

State of Washington

55th Legislature

1997 Regular Session

By House Committee on Government Administration (originally sponsored by Representatives Radcliff and Huff)

Read first time 03/05/97.

1 AN ACT Relating to the information services board; amending RCW
2 43.105.032, 43.105.190, and 42.17.2401; reenacting and amending RCW
3 43.105.041; and adding a new section to chapter 43.105 RCW.

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

5 **Sec. 1.** RCW 43.105.032 and 1996 c 137 s 10 are each amended to
6 read as follows:

7 There is hereby created the Washington state information services
8 board. The board shall be composed of (~~thirteen~~) fifteen members.
9 Eight members shall be appointed by the governor, one of whom shall be
10 a representative of higher education, one of whom shall be a
11 representative of an agency under a state-wide elected official other
12 than the governor, and (~~two~~) at least four of whom shall be
13 representatives of the private sector. One member shall represent the
14 judicial branch and be appointed by the chief justice of the supreme
15 court. One member shall be the superintendent of public instruction or
16 shall be appointed by the superintendent of public instruction.
17 (~~One~~) Two members, one from each caucus, shall represent the house of
18 representatives and shall be selected by the speaker of the house of
19 representatives; (~~one~~) two members, one from each caucus, shall

1 represent the senate and shall be appointed by the president of the
2 senate. (~~The representatives of the house of representatives and~~
3 ~~senate shall not be from the same political party.~~) One member shall
4 be the director who shall be a voting member of the board. These
5 members shall constitute the membership of the board with full voting
6 rights. Members of the board shall serve at the pleasure of the
7 appointing authority. The board shall select a chairperson from among
8 its members.

9 Vacancies shall be filled in the same manner that the original
10 appointments were made.

11 A majority of the members of the board shall constitute a quorum
12 for the transaction of business.

13 Members of the board shall be compensated for service on the board
14 in accordance with RCW 43.03.240 and shall be reimbursed for travel
15 expenses as provided in RCW 43.03.050 and 43.03.060.

16 **Sec. 2.** RCW 43.105.041 and 1996 c 171 s 8 and 1996 c 137 s 12 are
17 each reenacted and amended to read as follows:

18 (1) The board shall have the following powers and duties related to
19 information services:

20 (a) To develop standards governing the acquisition and disposition
21 of equipment, proprietary software and purchased services, and
22 confidentiality of computerized data;

23 (b) To purchase, lease, rent, or otherwise acquire, dispose of, and
24 maintain equipment, proprietary software, and purchased services, or to
25 delegate to other agencies and institutions of state government, under
26 appropriate standards, the authority to purchase, lease, rent, or
27 otherwise acquire, dispose of, and maintain equipment, proprietary
28 software, and purchased services: PROVIDED, That, agencies and
29 institutions of state government are expressly prohibited from
30 acquiring or disposing of equipment, proprietary software, and
31 purchased services without such delegation of authority. The
32 acquisition and disposition of equipment, proprietary software, and
33 purchased services is exempt from RCW 43.19.1919 and, as provided in
34 RCW 43.19.1901, from the provisions of RCW 43.19.190 through 43.19.200.
35 This subsection (1)(b) does not apply to the legislative branch;

36 (c) To develop state-wide or interagency technical policies,
37 standards, and procedures;

1 (d) To review and approve standards and common specifications for
2 new or expanded telecommunications networks proposed by agencies,
3 public postsecondary education institutions, educational service
4 districts, or state-wide or regional providers of K-12 information
5 technology services, and to assure the cost-effective development and
6 incremental implementation of a state-wide video telecommunications
7 system to serve: Public schools; educational service districts;
8 vocational-technical institutes; community colleges; colleges and
9 universities; state and local government; and the general public
10 through public affairs programming;

11 (e) To provide direction concerning strategic planning goals and
12 objectives for the state. The board shall seek input from the
13 legislature and the judiciary;

14 (f) To develop and implement a process for the resolution of
15 appeals by:

16 (i) Vendors concerning the conduct of an acquisition process by an
17 agency or the department; or

18 (ii) A customer agency concerning the provision of services by the
19 department or by other state agency providers;

20 (g) To establish policies for the periodic review by the department
21 of agency performance which may include but are not limited to analysis
22 of:

23 (i) Planning, management, control, and use of information services;

24 (ii) Training and education; and

25 (iii) Project management;

26 (h) To set its meeting schedules and convene at scheduled times, or
27 meet at the request of a majority of its members, the chair, or the
28 director; and

29 (i) To review and approve that portion of the department's budget
30 requests that provides for support to the board.

31 (2) State-wide technical standards to promote and facilitate
32 electronic information sharing and access are an essential component of
33 acceptable and reliable public access service and complement content-
34 related standards designed to meet those goals. The board shall:

35 (a) Establish technical standards to facilitate electronic access
36 to government information and interoperability of information systems.
37 Local governments are strongly encouraged to follow the standards
38 established by the board; and

1 (b) Require agencies to consider electronic public access needs
2 when planning new information systems or major upgrades of systems.

3 In developing these standards, the board is encouraged to include
4 the state library, state archives, and appropriate representatives of
5 state and local government.

6 (3) At least twice a year the chair shall report to the fiscal
7 committees of the house of representatives and senate on the status of
8 information technology projects and initiatives in state government.
9 At the discretion of the individual chairs, such reports may be oral
10 presentations.

11 **Sec. 3.** RCW 43.105.190 and 1996 c 137 s 15 are each amended to
12 read as follows:

13 (1) The department, with the approval of the board, shall establish
14 standards and policies governing the planning, implementation, and
15 evaluation of major information technology projects, including those
16 proposed by the superintendent of public instruction, in conjunction
17 with educational service districts, or state-wide or regional providers
18 of K-12 education information technology services. The standards and
19 policies shall:

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

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

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

1 The director may terminate a major project if the director
2 determines that the project is not meeting or is not expected to meet
3 anticipated performance standards.

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

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

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

17 (c) Other elements deemed necessary by the office of financial
18 management.

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

24 Copies of project evaluations conducted under this subsection shall
25 be submitted to the office of financial management ~~((and))~~, the chairs,
26 ranking minority members, and staff coordinators of the
27 ~~((appropriations))~~ fiscal committees of the senate and house of
28 representatives, and the policy committees of the senate and house of
29 representatives with responsibilities for issues relating to the agency
30 that undertakes the project.

31 NEW SECTION. Sec. 4. A new section is added to chapter 43.105 RCW
32 to read as follows:

33 The information services board shall coordinate efforts by agencies
34 to implement modifications to state information technology necessitated
35 by the year 2000.

36 **Sec. 5.** RCW 42.17.2401 and 1996 c 186 s 504 are each amended to
37 read as follows:

1 For the purposes of RCW 42.17.240, the term "executive state
2 officer" includes:

3 (1) The chief administrative law judge, the director of
4 agriculture, the administrator of the office of marine safety, the
5 administrator of the Washington basic health plan, the director of the
6 department of services for the blind, the director of the state system
7 of community and technical colleges, the director of community, trade,
8 and economic development, the secretary of corrections, the director of
9 ecology, the commissioner of employment security, the chairman of the
10 energy facility site evaluation council, the secretary of the state
11 finance committee, the director of financial management, the director
12 of fish and wildlife, the executive secretary of the forest practices
13 appeals board, the director of the gambling commission, the director of
14 general administration, the secretary of health, the administrator of
15 the Washington state health care authority, the executive secretary of
16 the health care facilities authority, the executive secretary of the
17 higher education facilities authority, the executive secretary of the
18 horse racing commission, the executive secretary of the human rights
19 commission, the executive secretary of the indeterminate sentence
20 review board, the director of the department of information services,
21 the director of the interagency committee for outdoor recreation, the
22 executive director of the state investment board, the director of labor
23 and industries, the director of licensing, the director of the lottery
24 commission, the director of the office of minority and women's business
25 enterprises, the director of parks and recreation, the director of
26 personnel, the executive director of the public disclosure commission,
27 the director of retirement systems, the director of revenue, the
28 secretary of social and health services, the chief of the Washington
29 state patrol, the executive secretary of the board of tax appeals, the
30 secretary of transportation, the secretary of the utilities and
31 transportation commission, the director of veterans affairs, the
32 president of each of the regional and state universities and the
33 president of The Evergreen State College, each district and each campus
34 president of each state community college;

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

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

37 (4) Central Washington University board of trustees, board of
38 trustees of each community college, each member of the state board for
39 community and technical colleges, state convention and trade center

1 board of directors, committee for deferred compensation, Eastern
2 Washington University board of trustees, Washington economic
3 development finance authority, The Evergreen State College board of
4 trustees, executive ethics board, forest practices appeals board,
5 forest practices board, gambling commission, Washington health care
6 facilities authority, each member of the Washington health services
7 commission, higher education coordinating board, higher education
8 facilities authority, horse racing commission, state housing finance
9 commission, human rights commission, indeterminate sentence review
10 board, board of industrial insurance appeals, (~~information services~~
11 ~~board,~~) interagency committee for outdoor recreation, state investment
12 board, commission on judicial conduct, legislative ethics board, liquor
13 control board, lottery commission, marine oversight board, Pacific
14 Northwest electric power and conservation planning council, parks and
15 recreation commission, personnel appeals board, board of pilotage
16 commissioners, pollution control hearings board, public disclosure
17 commission, public pension commission, shorelines hearing board, public
18 employees' benefits board, board of tax appeals, transportation
19 commission, University of Washington board of regents, utilities and
20 transportation commission, Washington state maritime commission,
21 Washington personnel resources board, Washington public power supply
22 system executive board, Washington State University board of regents,
23 Western Washington University board of trustees, and fish and wildlife
24 commission.

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