
SUBSTITUTE SENATE BILL 6845

State of Washington

61st Legislature

2010 Regular Session

By Senate Ways & Means (originally sponsored by Senators Fraser and Swecker)

READ FIRST TIME 02/09/10.

1 AN ACT Relating to information technology projects; amending RCW
2 43.88.560, 43.105.041, 43.105.180, and 43.105.160; and adding a new
3 section to chapter 43.88 RCW.

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

5 NEW SECTION. **Sec. 1.** A new section is added to chapter 43.88 RCW
6 to read as follows:

7 (1) The office of financial management's operating budget
8 instructions to agencies must include collecting additional information
9 for proposed information technology projects. Agencies must submit the
10 following information about specific projects:

11 (a) Estimated project implementation costs by staffing, contracted
12 services, hardware purchase and maintenance, software license purchase
13 and maintenance, hardware lease or finance, maintenance and operations,
14 training, and travel;

15 (b) Estimated project maintenance costs by staffing, contracted
16 services, hardware purchase and maintenance, software license purchase
17 and maintenance, hardware lease or finance, maintenance and operations,
18 training, and travel;

19 (c) All project expenditures in previous biennia;

1 (d) Oversight level as determined by the information services
2 board, if available;

3 (e) Estimated project duration and start date;

4 (f) Estimated ongoing operating savings or other benefits resulting
5 from the project;

6 (g) An explanation of the purpose and benefits of the project; and

7 (h) An explanation of reengineering and streamlining of the
8 underlying business process, if pursuing the development or purchase of
9 new software. An explanation of efforts to gather business and
10 technical requirements must also be provided.

11 (2) The governor's budget must include an information technology
12 plan which will include a list of all the proposed projects, their next
13 biennium costs by funding source, projected costs over the two biennia
14 succeeding the next biennium by funding source, and a statement of the
15 purpose of the project. This information must also be submitted
16 electronically, in a format to be determined by the office of financial
17 management and the legislative evaluation and accountability program
18 committee.

19 (3) The office of financial management shall also institute a
20 method of accounting for information technology-related expenditures,
21 including creating common definitions for what constitutes an
22 information technology investment. The director of financial
23 management shall report total state expenditures on information
24 technology by funding source and by object of expenditure to the
25 chairs, ranking minority members, and staff coordinators of the
26 appropriations committees of the senate and house of representatives
27 for each biennium. The first report is due by January 15, 2013.

28 **Sec. 2.** RCW 43.88.560 and 1992 c 20 s 7 are each amended to read
29 as follows:

30 The director of financial management shall establish policies and
31 standards governing the funding of major information technology
32 projects as required under RCW 43.105.190(2). The director of
33 financial management shall also direct the collection of additional
34 information on information technology projects and submit an
35 information technology plan as required under section 1 of this act.

1 **Sec. 3.** RCW 43.105.041 and 2009 c 486 s 13 are each amended to
2 read as follows:

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

5 (a) To develop standards and procedures governing the acquisition
6 and disposition of equipment, proprietary software and purchased
7 services, licensing of the radio spectrum by or on behalf of state
8 agencies, and confidentiality of computerized data. The board shall
9 coordinate with the office of financial management to develop
10 contracting standards for information technology acquisition and
11 purchased services and will work with state agencies to ensure
12 deployment of standardized contracts;

13 (b) To purchase, lease, rent, or otherwise acquire, dispose of, and
14 maintain equipment, proprietary software, and purchased services, or to
15 delegate to other agencies and institutions of state government, under
16 appropriate standards, the authority to purchase, lease, rent, or
17 otherwise acquire, dispose of, and maintain equipment, proprietary
18 software, and purchased services: PROVIDED, That, agencies and
19 institutions of state government are expressly prohibited from
20 acquiring or disposing of equipment, proprietary software, and
21 purchased services without such delegation of authority. The
22 acquisition and disposition of equipment, proprietary software, and
23 purchased services is exempt from RCW 43.19.1919 and, as provided in
24 RCW 43.19.1901, from the provisions of RCW 43.19.190 through 43.19.200,
25 except that the board, the department, and state agencies, as
26 delegated, must post notices of technology procurement bids on the
27 state's common vendor registration and bid notification system. This
28 subsection (1)(b) does not apply to the legislative branch;

29 (c) To develop statewide or interagency technical policies,
30 standards, and procedures;

31 (d) To review and approve standards and common specifications for
32 new or expanded telecommunications networks proposed by agencies,
33 public postsecondary education institutions, educational service
34 districts, or statewide or regional providers of K-12 information
35 technology services, and to assure the cost-effective development and
36 incremental implementation of a statewide video telecommunications
37 system to serve: Public schools; educational service districts;

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

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

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

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

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

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

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

17 (ii) Training and education; and

18 (iii) Project management;

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

22 (i) To review and approve that portion of the department's budget
23 requests that provides for support to the board; and

24 (j) To develop procurement policies and procedures, such as
25 unbundled contracting and subcontracting, that encourage and facilitate
26 the purchase of products and services by state agencies and
27 institutions from Washington small businesses to the maximum extent
28 practicable and consistent with international trade agreement
29 commitments.

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

34 (a) Establish technical standards to facilitate electronic access
35 to government information and interoperability of information systems,
36 including wireless communications systems. Local governments are
37 strongly encouraged to follow the standards established by the board;
38 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)(a) The board, in consultation with the K-20 board, has the duty
7 to govern, operate, and oversee the technical design, implementation,
8 and operation of the K-20 network including, but not limited to, the
9 following duties: Establishment and implementation of K-20 network
10 technical policy, including technical standards and conditions of use;
11 review and approval of network design; procurement of shared network
12 services and equipment; and resolving user/provider disputes concerning
13 technical matters. The board shall delegate general operational and
14 technical oversight to the K-20 network technical steering committee as
15 appropriate.

16 (b) The board has the authority to adopt rules under chapter 34.05
17 RCW to implement the provisions regarding the technical operations and
18 conditions of use of the K-20 network.

19 **Sec. 4.** RCW 43.105.180 and 1999 c 80 s 11 are each amended to read
20 as follows:

21 (~~Upon request of the office of financial management,~~) The
22 department, in coordination with the information services board and the
23 office of financial management, shall evaluate agency budget requests
24 for major information technology projects identified under RCW
25 43.105.190, including those proposed by the superintendent of public
26 instruction, in conjunction with educational service districts, or
27 statewide or regional providers of K-12 education information
28 technology services. The department shall submit recommendations for
29 funding all or part of such requests to the office of financial
30 management and to the chairs, ranking minority members, and staff
31 coordinators of the appropriations committees of the senate and house
32 of representatives. The department shall also submit recommendations
33 regarding consolidation of similar proposals or other efficiencies it
34 finds in reviewing proposals.

35 The department, with the advice and approval of the office of
36 financial management and the information services board, shall
37 establish criteria, consistent with portfolio-based information

1 technology management, for the evaluation of agency budget requests
2 under this section. These budget requests shall be made in the context
3 of an agency's information technology portfolio; technology initiatives
4 underlying budget requests are subject to board review. Criteria shall
5 include, but not be limited to: Feasibility of the proposed projects,
6 consistency with the state strategic information technology plan,
7 consistency with information technology portfolios, appropriate
8 provision for public electronic access to information, evidence of
9 business process streamlining and gathering of business and technical
10 requirements, and services, costs, and benefits.

11 **Sec. 5.** RCW 43.105.160 and 2005 c 319 s 110 are each amended to
12 read as follows:

13 (1) The department shall prepare a state strategic information
14 technology plan which shall establish a statewide mission, goals, and
15 objectives for the use of information technology, including goals for
16 electronic access to government records, information, and services.
17 The plan shall be developed in accordance with the standards and
18 policies established by the board and shall be submitted to the board
19 for review, modification as necessary, and approval. The department
20 shall seek the advice of the board in the development of this plan.

21 The plan approved under this section shall be updated as necessary
22 and submitted to the governor and the chairs and ranking minority
23 members of the appropriations committees of the senate and the house of
24 representatives.

25 (2) The department shall prepare a biennial state performance
26 report on information technology based on agency performance reports
27 required under RCW 43.105.170 and other information deemed appropriate
28 by the department. The report shall include, but not be limited to:

29 (a) An analysis, based upon agency portfolios, of the state's
30 information technology infrastructure, including its value, condition,
31 and capacity;

32 (b) An evaluation of performance relating to information
33 technology;

34 (c) An assessment of progress made toward implementing the state
35 strategic information technology plan, including progress toward
36 electronic access to public information and enabling citizens to have
37 two-way access to public records, information, and services;

1 (d) An analysis of the success or failure, feasibility, progress,
2 costs, and timeliness of implementation of major information technology
3 projects under RCW 43.105.190(~~(f)~~

4 ~~(e)~~). At a minimum, the portion of the report regarding major
5 technology projects must include:

6 (i) Final budget broken down by staffing costs, contracted service,
7 hardware purchase or lease, software purchase or lease, travel, and
8 training. The original budget must also be shown for comparison;

9 (ii) The original proposed project schedule and the final actual
10 project schedule;

11 (iii) Data regarding progress towards meeting the original goals
12 and performance measures of the project, particularly as it relates to
13 operating budget savings;

14 (iv) Discussion of lessons learned on the project, performance of
15 any contractors used, and reasons for project delays or cost increases;
16 and

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

20 ~~((f))~~ (e) An inventory of state information services, equipment,
21 and 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 committees of the senate and the house of
25 representatives. The major technology section of the report must
26 examine major information technology projects completed in the previous
27 biennium. The report must also examine projects two years after
28 completion for progress toward meeting performance goals and operating
29 budget savings. The first report is due December 15, 2011, and every
30 two years thereafter.

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