SENATE BILL 5729

State of Washington   **65th Legislature**   **2017 Regular Session**

By Senators Liias, Miloscia, and Kuderer; by request of Joint Legislative Systems Committee

Read first time 02/06/17. Referred to Committee on State Government.

1   AN ACT Relating to legislative technology; amending RCW
2 44.68.010, 44.68.020, 44.68.030, 44.68.035, 44.68.040, 44.68.050,
3 44.68.060, 44.68.065, 44.68.080, 44.68.085, 44.68.090, 44.68.100, and
4 44.68.105; and decodifying RCW 44.68.900.

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

6   **Sec. 1.** RCW 44.68.010 and 2007 c 18 s 1 are each amended to read
7 as follows:
8   Unless the context clearly requires otherwise, the definitions in
9 this section apply throughout this chapter.
10   (1) "Administrative committee" means the joint legislative
11 ((systems)) technology administrative committee created under RCW
12 44.68.030.
13   (2) (("Center")) "Agency" means the legislative ((service
14 center)) technology solutions agency established under RCW 44.68.060.
15   (3) (("Coordinator")) "Director" means the legislative ((systems
16 coordinator)) technology director employed under RCW 44.68.040.
17   (4) "((Systems)) Technology committee" means the joint
18 legislative ((systems)) technology committee created under RCW
19 44.68.020.

1   **Sec. 2.** RCW 44.68.020 and 1993 c 332 s 1 are each amended to
2   read as follows:
3   (1) The joint legislative ((systems)) technology committee is
4   created to oversee the direction of the information processing and
5   communications systems of the legislature and to enforce the
6   policies, procedures, and standards established under this chapter.
7   The ((systems)) technology committee consists of four members as
8   follows:
9   (a) A member from each of the two largest caucuses in the house
10 of representatives, appointed by the speaker of the house of
11 representatives; and
12   (b) A member from each of the two largest caucuses in the senate,
13 appointed by the majority leader of the senate.
14   (2) Members shall serve two-year terms, beginning with their
15 appointment in the regular legislative session held in an odd-
16 numbered year and continuing until their successors are appointed and
17 qualified. In case of a vacancy, the original appointing authority
18 shall appoint another member of the same party as the vacating
19 member.
20   (3) The ((systems)) technology committee shall choose its own
21 presiding officer and other necessary officers from among its
22 membership, and shall make rules for orderly procedure.

23   **Sec. 3.** RCW 44.68.030 and 2007 c 18 s 2 are each amended to read
24 as follows:
25   (1) The joint legislative ((systems)) technology administrative
26 committee is created to manage the information processing and
27 communications systems of the legislature. The administrative
28 committee consists of five members appointed as follows:
29   (a) The secretary of the senate, and another senate staff person
30 appointed by and serving at the pleasure of the secretary;
31   (b) The chief clerk of the house of representatives, and another
32 house of representatives staff person appointed by and serving at the
33 pleasure of the chief clerk; and
34   (c) The code reviser, or the code reviser's designee, serving in
35 a nonvoting capacity.
36   (2) The ((coordinator)) director shall serve as the secretary of
37 the administrative committee.

1   **Sec. 4.** RCW 44.68.035 and 2001 c 259 s 16 are each amended to
2   read as follows:
3   The   administration   of   the   ((joint   legislative   systems))
4   technology committee is subject to RCW 44.04.260.

5   **Sec. 5.** RCW 44.68.040 and 2007 c 18 s 3 are each amended to read
6   as follows:
7   Subject to RCW 44.04.260:
8   (1) The ((systems)) technology committee, after consultation with
9   the administrative committee, shall employ a legislative ((systems
10   coordinator)) technology director. The ((coordinator)) director shall
11   serve at the pleasure of the ((systems)) technology committee, which
12   shall fix the ((coordinator's)) director's salary.
13   (2)(a) The ((coordinator)) director shall serve as the executive
14   and administrative head of the ((center)) agency, and shall assist
15   the administrative committee in managing the information processing
16   and communications systems of the legislature as directed by the
17   administrative committee;
18   (b) In accordance with an adopted personnel plan, the
19   ((coordinator)) director shall employ or engage and fix the
20   compensation for personnel required to carry out the purposes of this
21   chapter;
22   (c) The ((coordinator)) director shall enter into contracts for:
23   (i) The sale, exchange, or acquisition of equipment, supplies,
24   services, and facilities required to carry out the purposes of this
25   chapter; and (ii) the distribution of legislative information.

26   **Sec. 6.** RCW 44.68.050 and 2007 c 18 s 4 are each amended to read
27   as follows:
28   The administrative committee shall, subject to the approval of
29   the ((systems)) technology committee and subject to RCW 44.04.260:
30   (1) Adopt policies, procedures, and standards regarding the
31   information processing and communications systems of the legislature;
32   (2) Establish appropriate charges for services, equipment, and
33   publications provided by the legislative information processing and
34   communications systems, applicable to legislative and nonlegislative
35   users as determined by the administrative committee;
36   (3) Adopt a compensation plan for personnel required to carry out
37   the purposes of this chapter;

1   (4) Approve strategic and tactical ((~~information~~)) technology
2   plans and provide guidance in operational matters required to carry
3   out (a) the purposes of this chapter; and (b) the distribution of
4   legislative information;
5   (5) Generally assist the ((~~systems~~)) technology committee in
6   carrying out its responsibilities under this chapter, as directed by
7   the ((~~systems~~)) technology committee.

8   **Sec. 7.** RCW 44.68.060 and 2007 c 18 s 5 are each amended to read
9   as follows:
10   (1) The administrative committee, subject to the approval of the
11 ((~~systems~~)) technology committee, shall establish ((a legislative
12 service center)) the legislative technology solutions agency. The
13 ((~~center~~)) agency shall provide automatic data processing services,
14 equipment, training, and support to the legislature and legislative
15 agencies. The ((~~center~~)) agency may also, by agreement, provide
16 services to agencies of the judicial and executive branches of state
17 government and other governmental entities, and provide public access
18 to legislative information. All operations of the ((~~center~~)) agency
19 shall be subject to the general supervision of the administrative
20 committee in accordance with the policies, procedures, and standards
21 established under RCW 44.68.050.
22   (2) Except as provided otherwise in subsection (3) of this
23 section, determinations regarding the security, disclosure, and
24 disposition of information placed or maintained ((in the center)) by
25 the agency shall rest solely with the originator and shall be made in
26 accordance with any law regulating the disclosure of such
27 information. The originator is the person who directly places
28 information in the ((~~center~~)) agency.
29   (3) When utilizing the ((~~center~~)) agency to carry out the bill
30 drafting functions required under RCW 1.08.027, the code reviser
31 shall be considered the originator as defined in ((RCW 44.68.060))
32 this section. However, determinations regarding the security,
33 disclosure, and disposition of drafts placed or maintained ((in the
34 center)) by the agency shall be made by the person requesting the
35 code reviser's services and the code reviser, acting as the
36 originator, shall comply with and carry out such determinations as
37 directed by that person. A measure once introduced shall not be
38 considered a draft under this subsection.

1   **Sec. 8.** RCW 44.68.065 and 2015 3rd sp.s. c 1 s 411 are each
2   amended to read as follows:
3   The ((legislative service center)) agency, under the direction of
4   the ((joint legislative systems)) technology committee and the
5   ((joint legislative systems)) administrative committee, shall:
6   (1) Develop a legislative information technology portfolio
7   consistent with the provisions of RCW 43.105.341;
8   (2) Participate in the development of an enterprise-based
9   statewide information technology strategy;
10   (3) Ensure the legislative ((information)) technology portfolio
11   is organized and structured to clearly indicate participation in and
12   use of enterprise-wide information technology strategies;
13   (4) As part of the biennial budget process, submit the
14   legislative ((information)) technology portfolio to the chair and
15   ranking member of the ways and means committees of the house of
16   representatives and the senate, the office of financial management,
17   and the consolidated technology services agency.

18   **Sec. 9.** RCW 44.68.080 and 1986 c 61 s 8 are each amended to read
19   as follows:
20   The ((information)) technology and communications functions of
21   the legislature and legislative agencies are subject to the
22   requirements of this chapter, and the standards, policies, and
23   procedures established under this chapter.

24   **Sec. 10.** RCW 44.68.085 and 2007 c 18 s 6 are each amended to
25   read as follows:
26   Subject to RCW 44.04.260, all expenses incurred, including
27   salaries and expenses of employees, shall be paid upon voucher forms
28   as provided and signed by the ((coordinator)) director. Vouchers may
29   be drawn on funds appropriated by law for the ((systems)) technology
30   committee, administrative committee, and ((center)) agency: PROVIDED,
31   That the senate, house of representatives, and code reviser may
32   authorize the ((systems)) technology committee, administrative
33   committee, and ((center)) agency to draw on funds appropriated by the
34   legislature for related information technology expenses. The senate
35   and house of representatives may transfer moneys appropriated for
36   legislative expenses to the ((systems)) technology committee,
37   administrative committee, and ((center)) agency, in addition to
38   charges made under RCW 44.68.050(2).

1   **Sec. 11.** RCW 44.68.090 and 1986 c 61 s 9 are each amended to
2   read as follows:
3   Members of the ((systems)) technology committee and of the
4   administrative committee shall be reimbursed for travel expenses
5   under RCW 44.04.120 or 43.03.050 and 43.03.060, as appropriate, while
6   attending meetings of their respective committees or on other
7   official business authorized by their respective committees.

8   **Sec. 12.** RCW 44.68.100 and 1996 c 171 s 4 are each amended to
9   read as follows:
10   The legislature and legislative agencies through the ((joint
11   legislative systems)) technology committee, shall:
12   (1) Continue to plan for and implement processes for making
13   legislative information available electronically;
14   (2) Promote and facilitate electronic access to the public of
15   legislative information and services;
16   (3) Establish technical standards for such services;
17   (4) Consider electronic public access needs when planning new
18   information systems or major upgrades of information systems;
19   (5) Develop processes to determine which legislative information
20   the public most wants and needs;
21   (6) Increase capabilities to receive information electronically
22   from the public and transmit forms, applications, and other
23   communications and transactions electronically;
24   (7) Use technologies that allow continuous access twenty-four
25   hours a day, seven days per week, involve little or no cost to
26   access, and are capable of being used by persons without extensive
27   technology ability; and
28   (8) Consider and incorporate wherever possible ease of access to
29   electronic technologies by persons with disabilities.

30   **Sec. 13.** RCW 44.68.105 and 2007 c 18 s 7 are each amended to
31   read as follows:
32   The ((systems)) technology committee, administrative committee,
33   and ((center)) agency are hereby expressly exempted from the
34   provisions of chapter 43.105 RCW.

1   NEW SECTION. **Sec. 14.** RCW 44.68.900 (Effective date—2007 c 18)
2 is decodified.

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