

**WORKING DRAFT**

HOUSE BILL NO. \_\_\_\_\_

State technology oversight.

Sponsored by: Joint Appropriations Interim Committee

A BILL

for

1 AN ACT relating to administration of government; providing  
2 for a chief information officer; specifying duties;  
3 modifying provisions related to state government  
4 information technology and telecommunications; and  
5 providing for an effective date.

6

7 *Be It Enacted by the Legislature of the State of Wyoming:*

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**\*\*\* STAFF COMMENTS \*\*\***

9 This draft includes staff comments, provisions  
10 not affected and stricken language for the  
11 repealed provisions. These have been included  
12 for the Committee' review and will be removed if  
13 the draft becomes a bill.

14

15 **Section 1.** W.S. 9-1-222, 9-2-1005(a)(xii)(B), 9-2-  
16 1018(a)(i), 9-2-1026.1(a)(xiii) and (b)(vi) and 9-2-  
17 1026.2(k) are amended to read:

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1           **9-1-222. State chief information officer; duties.**

2

3           (a) The governor is authorized to employ a state chief  
4 information officer. The chief information officer shall  
5 carry out the following duties: ~~prescribed under W.S. 9-2-~~  
6 ~~2501 and other duties as may be prescribed by law~~

7

8                   (i) Develop a biennial information technology  
9 plan for the executive department;

10

11                   (ii) Implement and maintain an information  
12 technology governance program for the executive department;

13

14                   (iii) Establish review criteria for all  
15 executive department information technology projects and  
16 major purchases;

17

18                   (iv) Develop and implement recommendations for  
19 the proper management of executive department information  
20 technology resources;

21

22                   (v) Review and make recommendations to the  
23 governor concerning information technology budget requests  
24 made by executive department agencies;

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(vi) Adopt technical information technology policies and standards and ensure agency compliance with the policies and standards. The standards shall be adhered to by all executive department state agencies and, to the extent feasible, by the legislative and judicial departments;

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\*\*\* STAFF COMMENTS \*\*\*

9 The paragraph above is drawn from the current  
10 duties of the information technology division. That  
11 provision is then repealed under W.S. 9-2-1018(a)(ii).  
12 However, the language has been modified at the request of  
13 the agency to reflect what is actually happening today.  
14 The changes affect the entities the policies and standards  
15 apply to, among other things. The language being repealed  
16 states:

17 "(ii) Provide uniform standards for the  
18 economical, efficient and coordinated utilization of all  
19 data processing equipment, software, techniques and  
20 services by executive agencies, the judiciary and the  
21 legislature. The uniform standards shall be adhered to by  
22 all state agencies and, to the extent feasible, by the  
23 University of Wyoming and the state community colleges;"

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(vii) Recommend information technology procurement improvements;

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29

(viii) Develop and promote information technology training programs;

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1           (ix) Develop information technology  
2 coordination, information sharing and collaboration among  
3 all levels of government in Wyoming;

4  
5           (x) Enhance geographic information systems  
6 coordination among all governmental users of geographic  
7 information systems;

8  
9           (xi) Carry out the duties prescribed by W.S. 9-  
10 2-2501 and 9-2-1026.2(k).

11  
12           **9-2-1005. Payment of warrants; budget powers of**  
13 **governor; agency budgets; federal funds; new employees.**

14  
15           (a) No warrant shall be drawn by the auditor or paid  
16 by the treasurer:

17  
18           (xii) If the expenditure is for data processing  
19 hardware, software, consultants or training, unless  
20 specifically approved by one (1) of the following:

21  
22           (B) ~~Administrator, information technology~~  
23 ~~division of the department of administration and~~  
24 ~~information~~ The state chief information officer, the

1 director of the department making the expenditure or, if  
2 the agency is a separate operating agency, the  
3 administrative head of the agency for the executive branch.  
4 A purchase shall not be approved pursuant to this  
5 subparagraph if it fails to conform with the criteria  
6 developed pursuant to W.S. 9-1-222(a)(iii);

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8 **9-2-1018. Information technology division; powers and**  
9 **duties.**

10

11 (a) The department through the information technology  
12 division shall ~~;~~, ~~subject to review and approval by the~~  
13 ~~governor's computer technology oversight panel;~~

14

15 (i) Develop and provide computer and data  
16 processing services to the judiciary, the legislature and  
17 agencies excluding the University of Wyoming and community  
18 colleges. ~~Decentralized~~ Central delivery of common services  
19 shall be promoted to the extent that they encourage a more  
20 economical and efficient operation of state programs, while  
21 maintaining a compatibility of hardware and software among  
22 state agencies, the legislature and the judiciary;

23

1           ~~(ii) Provide uniform standards for the~~  
2 ~~economical, efficient and coordinated utilization of all~~  
3 ~~data processing equipment, software, techniques and~~  
4 ~~services by executive agencies, the judiciary and the~~  
5 ~~legislature. The uniform standards shall be adhered to by~~  
6 ~~all state agencies and, to the extent feasible, by the~~  
7 ~~University of Wyoming and the state community colleges;~~

8  
9           (iii) Upon request of any state agency provide  
10 information and recommendations regarding the installation  
11 and acquisition of computer and data processing equipment,  
12 the qualifications of data processing personnel and  
13 software systems required by the agency. The information  
14 and recommendations shall be directed to advising the  
15 agency how to comply with the uniform standards, minimize  
16 duplication and promote effectiveness in the collection,  
17 storage, interchange, retrieval, processing and  
18 transmission of information~~;~~. ~~The equipment and software~~  
19 ~~shall be compatible with the central mainframe unless a~~  
20 ~~determination is made by the division administrator that~~  
21 ~~incompatibility would not affect the operation of the~~  
22 ~~central mainframe or any other state agency;~~

23

1       ~~(b) No employee or agency of state government,~~  
2 ~~excluding the University of Wyoming and community colleges,~~  
3 ~~shall purchase computer hardware or software or contract~~  
4 ~~for hardware or software services on behalf of the state~~  
5 ~~without previously notifying the administrator of the~~  
6 ~~information technology division, department of~~  
7 ~~administration and information. Upon receiving notification~~  
8 ~~the administrator may suggest alternatives to the proposed~~  
9 ~~purchase which better accomplish the goals specified in~~  
10 ~~subsection (a) of this section. Any contract for purchase~~  
11 ~~or services under this section, pursuant to a list of~~  
12 ~~compatible hardware and software preapproved by the~~  
13 ~~administrator of the information technology division,~~  
14 ~~constitutes prior notification.~~

15

16       ~~(c) The governor shall appoint the director of the~~  
17 ~~department of administration and information and two (2)~~  
18 ~~additional directors of state departments or separate~~  
19 ~~operating agencies to act as a information technology~~  
20 ~~oversight panel. The panel shall oversee the implementation~~  
21 ~~of this section as directed by the governor.~~

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23       (f) As used in this section:

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1           ~~(i) "Compatible data processing equipment and~~  
2 ~~software" means the capability of direct interconnection~~  
3 ~~which for hardware may be achieved by the basic hardware~~  
4 ~~design and for software by modification;~~

5  
6           (ii) "Data processing equipment" means all  
7 mainframe computers, all minicomputers, all personal  
8 computers and all related peripheral equipment;

9  
10          (iii) "Data processing software" means all  
11 purchased or developed software for any mainframe computer,  
12 any minicomputer or any personal computer.

13  
14          **9-2-1026.2. State telecommunications council;**  
15 **membership; vacancies; chairman; expenses; duties; state**  
16 **chief information officer to assist; cooperation with other**  
17 **entities; annual report.**

18  
19          (k) The ~~information technology division~~ state chief  
20 information officer shall provide administrative and  
21 clerical services to the council. The ~~administrator of the~~  
22 ~~division~~ state chief information officer or his designee  
23 shall serve as executive secretary to the council.

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1           **Section 2.** W.S. 9-2-1018(a)(ii), (c), (d) and (f)(i)  
2 is are repealed.

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4           **Section 3.** This act is effective July 1, 2006.

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(END)