

**First Regular Session
Seventy-second General Assembly
STATE OF COLORADO**

ENGROSSED

*This Version Includes All Amendments Adopted
on Second Reading in the House of Introduction*

LLS NO. 19-0899.01 Nicole Myers x4326

SENATE BILL 19-251

SENATE SPONSORSHIP

Rankin and Todd, Bridges, Moreno, Tate, Zenzinger

HOUSE SPONSORSHIP

Hansen and Titone, Baisley, Esgar, Ransom, Singer

Senate Committees
Appropriations

House Committees

A BILL FOR AN ACT

101 **CONCERNING THE IMPLEMENTATION OF CERTAIN RECOMMENDATIONS**
102 **FROM THE INDEPENDENT EVALUATION OF THE STATE'S**
103 **INFORMATION TECHNOLOGY RESOURCES, AND, IN CONNECTION**
104 **THEREWITH, MAKING AN APPROPRIATION.**

Bill Summary

(Note: This summary applies to this bill as introduced and does not reflect any amendments that may be subsequently adopted. If this bill passes third reading in the house of introduction, a bill summary that applies to the reengrossed version of this bill will be available at <http://leg.colorado.gov/>.)

Joint Budget Committee. House Bill 17-1361 required the state auditor to retain a qualified, independent third-party consulting firm to evaluate specified aspects of the state's information technology (IT)

Shading denotes HOUSE amendment. Double underlining denotes SENATE amendment.
Capital letters or bold & italic numbers indicate new material to be added to existing statute.
Dashes through the words indicate deletions from existing statute.

SENATE
Amended 2nd Reading
April 24, 2019

resources. The bill requires the office of information technology (office) to take certain actions as recommended by the evaluation.

Current law requires the office to create a project plan for every major IT project undertaken by a state agency. The project plan is required to include certain goals, plans, and analyses regarding the major IT project. The bill adds a requirement that the project plan for every major IT project include a change management plan.

In addition, the bill specifies 3 new requirements of the office as follows:

- ! The office is required to develop and implement a communications and stakeholder management plan for interacting with any governmental unit of the executive, legislative, or judicial branch of state government that is billed for the use of the services provided by the office. The office is also required to solicit feedback to determine if the communications and stakeholder management plan is increasing satisfaction with the services provided by the office.
- ! The office is required to convene a working group of state agencies to develop and implement a strategic plan for how state agencies use technology to provide services, data, and information to citizens and businesses.
- ! The office is required to convene a working group of state agencies to determine the cost and feasibility of transferring ownership of IT infrastructure from state agencies to the office. The office is required to submit a report to the joint budget committee and the joint technology committee regarding the necessary statutory and rule changes and funding to implement the transfer of ownership of IT infrastructure.

The office is authorized to enlist vendor services in the development of the communications and stakeholder management plan, the plan for how state agencies use technology to interface with citizens and businesses, and the plan to transfer ownership of IT infrastructure.

1 *Be it enacted by the General Assembly of the State of Colorado:*

2 **SECTION 1.** In Colorado Revised Statutes, 24-37.5-105, **amend**
3 (3)(l), (3)(m), (4)(c)(VIII), and (4)(c)(IX); and add (3)(n) and (4)(c)(X)
4 as follows:

5 **24-37.5-105. Office - responsibilities - rules. (3) The office**

1 shall:

2 (l) Assist the joint technology committee as necessary to facilitate
3 the committee's oversight of the office; and

4 (m) Establish, maintain, and keep a separate inventory of
5 information technology equipment valued in excess of one hundred
6 thousand dollars owned by or held in trust for every state agency; AND

7 (n) DEVELOP A POLICY FOR THE OFFICE'S USE OF EXTERNAL
8 VENDORS, INCLUDING THE STATEWIDE INTERNET PORTAL AUTHORITY
9 CREATED IN SECTION 24-37.7-102, IN DELIVERING ELECTRONIC
10 INFORMATION, PRODUCTS, AND SERVICES, AS DEFINED IN SECTION
11 24-37.7-102.

12 (4) (c) As part of any major information technology project by a
13 state agency, classified as such according to a comprehensive risk
14 assessment performed by the office, the project plan at a minimum shall
15 include:

16 (VIII) A funding strategy for the ongoing maintenance and
17 eventual disposal of the information technology system; and

18 (IX) A planning and analysis function to be performed by the
19 office to ensure that the state agency's desired major information
20 technology project solution is in accordance with the office's technology
21 standards and to ensure that the scope and budget of the major
22 information technology project are vetted by the office; AND

23 (X) A CHANGE MANAGEMENT PLAN DEVELOPED IN
24 COLLABORATION WITH THE STATE AGENCY.

25 **SECTION 2.** In Colorado Revised Statutes, **add** 24-37.5-116 and
26 24-37.5-117 as follows:

27 **24-37.5-116. Communications and stakeholder management**

1 **plan.** (1) ON OR BEFORE JULY 1, 2020, THE OFFICE SHALL DEVELOP AND
2 IMPLEMENT A COMMUNICATIONS AND STAKEHOLDER MANAGEMENT PLAN
3 FOR INTERACTING WITH ANY DEPARTMENT, COMMISSION, COUNCIL,
4 BOARD, BUREAU, COMMITTEE, INSTITUTION OF HIGHER EDUCATION,
5 AGENCY, OR OTHER GOVERNMENTAL UNIT OF THE EXECUTIVE,
6 LEGISLATIVE, OR JUDICIAL BRANCH OF STATE GOVERNMENT THAT IS
7 BILLED FOR THE USE OF THE SERVICES PROVIDED BY THE OFFICE. THE
8 OFFICE SHALL ENLIST VENDOR SERVICES IN THE DEVELOPMENT OF THE
9 PLAN.

10 (2) ON OR BEFORE JANUARY 1, 2021, THE OFFICE SHALL DEVELOP
11 A METHOD TO ANNUALLY SOLICIT FEEDBACK FROM EVERY DEPARTMENT,
12 COMMISSION, COUNCIL, BOARD, BUREAU, COMMITTEE, INSTITUTION OF
13 HIGHER EDUCATION, AGENCY, OR OTHER GOVERNMENTAL UNIT OF THE
14 EXECUTIVE, LEGISLATIVE, OR JUDICIAL BRANCH OF STATE GOVERNMENT
15 THAT IS BILLED FOR THE USE OF THE SERVICES PROVIDED BY THE OFFICE TO
16 DETERMINE IF THE COMMUNICATIONS AND STAKEHOLDER MANAGEMENT
17 PLAN DEVELOPED AND IMPLEMENTED PURSUANT TO SUBSECTION (1) OF
18 THIS SECTION IS INCREASING THE GOVERNMENTAL UNIT'S SATISFACTION
19 WITH THE SERVICES PROVIDED BY THE OFFICE FOR WHICH IT IS BILLED.

20 **24-37.5-117. Use of technology to interact with citizens -**
21 **working group - strategic plan.** (1) THE OFFICE SHALL CONVENE A
22 WORKING GROUP OF STATE AGENCIES, AS DEFINED IN SECTION 24-37.5-102
23 (4), TO DEVELOP AND IMPLEMENT A STRATEGIC PLAN FOR HOW STATE
24 AGENCIES USE TECHNOLOGY TO PROVIDE SERVICES, DATA, AND
25 INFORMATION TO CITIZENS AND BUSINESSES. THE OFFICE SHALL
26 IMPLEMENT THE PLAN ON OR BEFORE JULY 1, 2020.

27 (2) THE OFFICE SHALL ENLIST VENDOR SERVICES IN THE

1 DEVELOPMENT OF THE PLAN.

2 **SECTION 3.** In Colorado Revised Statutes, **add** 24-37.5-804 as
3 follows:

4 **24-37.5-804. Transfer of information technology**
5 **infrastructure ownership - working group - report.** (1) THE OFFICE
6 SHALL CONVENE A WORKING GROUP OF STATE AGENCIES, AS DEFINED IN
7 SECTION 24-37.5-102 (4), TO MEET DURING THE INTERIM FOLLOWING THE
8 FIRST REGULAR SESSION OF THE SEVENTY-SECOND GENERAL ASSEMBLY TO
9 DETERMINE THE COST, FEASIBILITY, AND APPROPRIATENESS OF
10 TRANSFERRING OWNERSHIP OF INFORMATION TECHNOLOGY
11 INFRASTRUCTURE, AS DESCRIBED IN SECTION 24-37.5-102 (2)(a), FROM
12 STATE AGENCIES TO THE OFFICE TO ENSURE THAT INFORMATION
13 TECHNOLOGY INFRASTRUCTURE IS ACQUIRED, MAINTAINED, AND RETIRED
14 IN ACCORDANCE WITH:

15 (a) THE CHIEF INFORMATION SECURITY OFFICER'S POLICIES,
16 STANDARDS, AND GUIDELINES DEVELOPED PURSUANT TO SECTION
17 24-37.5-403 (2); AND

18 (b) THE CHIEF INFORMATION OFFICER'S STANDARDS FOR ACQUIRING
19 INFORMATION TECHNOLOGY INFRASTRUCTURE DEVELOPED PURSUANT TO
20 SECTION 24-37.5-106 (1)(f.5).

21 (2) ON OR BEFORE DECEMBER 1, 2019, THE OFFICE SHALL SUBMIT
22 A REPORT TO THE MEMBERS OF THE JOINT BUDGET COMMITTEE AND THE
23 JOINT TECHNOLOGY COMMITTEE OF THE GENERAL ASSEMBLY REGARDING
24 THE NECESSARY STATUTORY CHANGES, RULE CHANGES, AND FUNDING TO
25 IMPLEMENT THE TRANSFER OF OWNERSHIP OF INFORMATION TECHNOLOGY
26 INFRASTRUCTURE FROM STATE AGENCIES TO THE OFFICE, IF IT IS
27 DETERMINED, BASED ON THE WORKING GROUP'S FINDINGS, TO BE IN THE

1 STATE'S BEST INTEREST TO IMPLEMENT SUCH TRANSFER.

2 (3) THE OFFICE SHALL ENLIST VENDOR SERVICES IN THE
3 DEVELOPMENT OF THE REPORT REQUIRED PURSUANT TO SUBSECTION (2)
4 OF THIS SECTION.

5 **SECTION 4. Appropriation.** (1) For the 2019-20 state fiscal
6 year, \$775,000 is appropriated to the office of the governor for use by the
7 office of information technology. This appropriation is from the general
8 fund. To implement this act, the office of information technology may use
9 this appropriation as follows:

10 (a) \$575,000 for central administration; and

11 (b) \$200,000 for project management, which amount is based on
12 an assumption that the office will require an additional 2.0 FTE.

13 **SECTION 5. Safety clause.** The general assembly hereby finds,
14 determines, and declares that this act is necessary for the immediate
15 preservation of the public peace, health, and safety.