

SENATE BILL No. 364

By Joint Committee on Information Technology

1-12

9 AN ACT concerning information technology projects of state agencies;
10 amending K.S.A. 2005 Supp. 75-7201, 75-7210 and 75-7211 and re-
11 pealing the existing sections.
12

13 *Be it enacted by the Legislature of the State of Kansas:*

14 Section 1. K.S.A. 2005 Supp. 75-7201 is hereby amended to read as
15 follows: 75-7201. As used in K.S.A. 2005 Supp. 75-7201 through 75-7212,
16 and amendments thereto:

17 (a) “Cumulative cost” means the total expenditures, ~~from all sources,~~
18 for any information technology project by one or more state agencies to
19 meet project objectives from project start to project completion or the
20 date and time the project is terminated if it is not completed. *Such ex-*
21 *penditures include: (1) All moneys, regardless of source, which are under*
22 *the control of the agency or which the agency authorizes to be paid pur-*
23 *suant to contract, including, but not limited to, moneys from any public*
24 *or private source or from user fees, whether paid to the agency or directly*
25 *to a vendor or other private entity; and (2) the value of any goods, services,*
26 *licenses, franchises, privileges or other things of value traded in exchange*
27 *for all or part of an information technology project.*

28 (b) “Executive agency” means any state agency in the executive
29 branch of government.

30 (c) “Information technology project” means a project for a major
31 computer, telecommunications or other information technology improve-
32 ment with an estimated cumulative cost of \$250,000 or more and includes
33 any such project that has proposed expenditures for: (1) New or replace-
34 ment equipment or software; (2) upgrade improvements to existing
35 equipment and any computer systems, programs or software upgrades
36 therefor; or (3) data or consulting or other professional services for such
37 a project.

38 (d) “Information technology project change or overrun” means any
39 of the following:

40 (1) Any change in planned expenditures for an information technol-
41 ogy project that would result in the total authorized cost of the project
42 being increased above the currently authorized cost of such project by
43 more than either \$1,000,000 or 10% of such currently authorized cost of

- 1 such project, whichever is lower;
- 2 (2) any change in the scope of an information technology project, as
3 such scope was presented to and reviewed by the joint committee or the
4 chief information technology officer to whom the project was submitted
5 pursuant to K.S.A. 2005 Supp. 75-7209 and amendments thereto; or
- 6 (3) any change in the proposed use of any new or replacement infor-
7 mation technology equipment or in the use of any existing information
8 technology equipment that has been significantly upgraded.
- 9 (e) “Joint committee” means the joint committee on information
10 technology.
- 11 (f) “Judicial agency” means any state agency in the judicial branch of
12 government.
- 13 (g) “Legislative agency” means any state agency in the legislative
14 branch of government.
- 15 (h) “Project” means a planned series of events or activities that is
16 intended to accomplish a specified outcome in a specified time period,
17 under consistent management direction within a state agency or shared
18 among two or more state agencies, and that has an identifiable budget
19 for anticipated expenses.
- 20 (i) “Project completion” means the date and time when the head of
21 a state agency having primary responsibility for an information technology
22 project certifies that the improvement being produced or altered under
23 the project is ready for operational use.
- 24 (j) “Project start” means the date and time when a state agency begins
25 a formal study of a business process or technology concept to assess the
26 needs of the state agency, determines project feasibility or prepares an
27 information technology project budget estimate under K.S.A. 2005 Supp.
28 75-7209 and amendments thereto.
- 29 (k) “State agency” means any state office or officer, department,
30 board, commission, institution or bureau, or any agency, division or unit
31 thereof.
- 32 Sec. 2. K.S.A. 2005 Supp. 75-7210 is hereby amended to read as
33 follows: 75-7210. ~~(a)~~ Not later than ~~October~~ *November* 1 of each year,
34 the executive, judicial and legislative chief information technology officers
35 shall submit to the joint committee and to the legislative research de-
36 partment all information technology project budget estimates and amend-
37 ments and revisions thereto, all three-year plans and all deviations from
38 the state information technology architecture submitted to such officers
39 pursuant to K.S.A. 2005 Supp. 75-7209 and amendments thereto. The
40 ~~legislative chief information technology officer~~ *joint committee* shall re-
41 view all such estimates and amendments and revisions thereto, plans and
42 deviations and, *as the joint committee deems appropriate*, shall make rec-
43 ommendations to the ~~joint committee~~ *senate committee on ways and*

1 *means and the house committee on appropriations* regarding the merit
2 thereof and appropriations therefor.

3 ~~(b) The executive and judicial chief information technology officers~~
4 ~~shall report to the legislative chief information technology officer, at times~~
5 ~~agreed upon by the three officers:~~

6 ~~— (1) Progress regarding implementation of information technology~~
7 ~~projects of state agencies within the executive and judicial branches of~~
8 ~~state government; and~~

9 ~~— (2) all proposed expenditures for such projects, including all revisions~~
10 ~~to such proposed expenditures, for the current fiscal year and for ensuing~~
11 ~~fiscal years.~~

12 Sec. 3. K.S.A. 2005 Supp. 75-7211 is hereby amended to read as
13 follows: 75-7211. (a) (1) The legislative chief information technology of-
14 ficer, ~~under the direction of the joint committee, of each branch of state~~
15 ~~government shall monitor state agency execution of information technol-~~
16 ~~ogy projects and, at times agreed upon by the three chief information~~
17 ~~technology officers, by agencies within the officer's respective branch. Not~~
18 ~~later than the 10th day following the end of each calendar quarter, each~~
19 ~~information technology officer shall report to the joint committee the~~
20 ~~status, as of the end of such calendar quarter, progress regarding the~~
21 ~~implementation of such projects and all proposed expenditures therefor,~~
22 ~~including all revisions to such proposed expenditures for the current fiscal~~
23 ~~year and for ensuing fiscal years.~~

24 (2) *At the time of submitting the quarterly status report to the joint*
25 *committee, each chief information technology officer shall provide the*
26 *same report to the chief information technology officers of the other*
27 *branches of state government.*

28 (3) *The office of the executive chief information technology officer*
29 *shall provide staffing for preparation of the quarterly status reports.*

30 (b) The head of a state agency with primary responsibility for an in-
31 formation technology project may authorize or approve, without prior
32 consultation with the joint committee, any change in planned expendi-
33 tures for an information technology project that would result in the total
34 cost of the project being increased above the currently authorized cost of
35 such project but that increases the total cost of such project by less than
36 the lower of either \$1,000,000 or 10% of the currently authorized cost,
37 and any change in planned expenditures for an information technology
38 project involving a cost reduction, other than a change in the proposed
39 use of any new or replacement information technology equipment or in
40 the use of any existing information technology equipment that has been
41 significantly upgraded.

42 (c) The head of a state agency with primary responsibility for an in-
43 formation technology project shall not authorize or approve, without first

1 advising and consulting with the joint committee any information tech-
2 nology project change or overrun. The joint committee shall report all
3 such changes and overruns to the senate standing committee on ways and
4 means and the house standing committee on appropriations.

5 Sec. 4. K.S.A. 2005 Supp. 75-7201, 75-7210 and 75-7211 are hereby
6 repealed.

7 Sec. 5. This act shall take effect and be in force from and after its
8 publication in the statute book.