

1 AN ACT

2 relating to the planning, reporting, and review of the state's
3 information resources.

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

5 SECTION 1. Section 531.0273(a), Government Code, is amended
6 to read as follows:

7 (a) The commission is responsible for strategic planning
8 for information resources at each health and human services agency
9 and shall direct the management of information resources at each
10 health and human services agency. The commission shall:

11 (1) develop a coordinated strategic plan for
12 information resources management that:

13 (A) covers a five-year period;

14 (B) defines objectives for information resources
15 management at each health and human services agency;

16 (C) prioritizes information resources projects
17 and implementation of new technology for all health and human
18 services agencies;

19 (D) integrates planning and development of each
20 information resources system used by a health and human services
21 agency into a coordinated information resources management
22 planning and development system established by the commission;

23 (E) establishes standards for information
24 resources system security and that promotes the ability of

1 information resources systems to operate with each other; ~~and~~

2 (F) achieves economies of scale and related
3 benefits in purchasing for health and human services information
4 resources systems; and

5 (G) is consistent with the state strategic plan
6 for information resources developed under Chapter 2054;

7 (2) establish information resources management
8 policies, procedures, and technical standards and ensure
9 compliance with those policies, procedures, and standards; and

10 (3) review and approve the information resources
11 deployment review ~~[management]~~ and biennial operating plan of each
12 health and human services agency.

13 SECTION 2. Section 2054.007(b), Government Code, is amended
14 to read as follows:

15 (b) The electronic funds transfer system for the operation
16 of the state lottery is not included in the information resources
17 deployment review ~~[agency strategic plan]~~ or the biennial operating
18 plan of the comptroller. Operations of the comptroller that relate
19 to the state lottery are not subject to the planning and procurement
20 requirements of this chapter.

21 SECTION 3. Sections 2054.055(a) and (b), Government Code,
22 are amended to read as follows:

23 (a) Not later than November 15 [~~1~~] of each even-numbered
24 year, the board shall review and approve and the department shall
25 present a report on the use of information resources technologies
26 by state government.

27 (b) The report must:

1 (1) assess the progress made toward meeting the goals
2 and objectives of the state strategic plan for information
3 resources management;

4 (2) describe major accomplishments of the state or a
5 specific state agency in information resources management;

6 (3) describe major problems in information resources
7 management confronting the state or a specific state agency;

8 (4) provide a summary of the total expenditures for
9 information resources and information resources technologies by
10 the state;

11 (5) make recommendations for improving the
12 effectiveness and cost-efficiency of the state's use of information
13 resources; ~~and~~

14 (6) describe the status, progress, benefits, and
15 efficiency gains of the TexasOnline project, including any
16 significant issues regarding contract performance;

17 (7) provide a financial summary of the TexasOnline
18 project, including project costs and revenues;

19 (8) provide a summary of the amount and use of
20 Internet-based training conducted by each state agency and
21 institution of higher education; and

22 (9) provide a summary of agency and statewide results
23 in providing access to electronic and information resources to
24 individuals with disabilities as required by Subchapter M ~~[include~~
25 ~~a list compiled by the department's program management office from~~
26 ~~the information gathered under Sections 2055.152 and 2055.153 of~~
27 ~~the electronic government projects.~~

1 ~~[(A) that are managed by the office under Chapter~~
2 ~~2055, and~~

3 ~~[(B) that are not yet managed by the office under~~
4 ~~Chapter 2055, but have been selected for management under Chapter~~
5 ~~2055].~~

6 SECTION 4. Subchapter C, Chapter 2054, Government Code, is
7 amended by adding Section 2054.0551 to read as follows:

8 Sec. 2054.0551. AUTOMATED INFORMATION SYSTEMS REPORT. (a)
9 The department, in coordination with the Legislative Budget Board,
10 the Texas Building and Procurement Commission, and the comptroller,
11 shall prepare a report assessing the current automated information
12 systems of state agencies. The report shall include:

13 (1) an analysis of how the current automated
14 information systems may be managed to more effectively synchronize
15 strategic planning, budgeting, and reporting of technology
16 expenditures, assets, and projects;

17 (2) the status of data-sharing methods that improve,
18 the ability of oversight agencies to share relevant technology
19 information;

20 (3) modifications to existing systems and processes
21 that support streamlined technology data collection; and

22 (4) modifications to reporting tools enabling state
23 agencies to submit technology reports online and support advanced
24 analytics.

25 (b) The department shall submit the report to the governor,
26 lieutenant governor, speaker of the house of representatives, and
27 state auditor not later than December 31 of each odd-numbered year.

1 SECTION 5. Section 2054.071(a), Government Code, is amended
2 to read as follows:

3 (a) The presiding officer of the governing body of a state
4 agency, if the agency is governed by one or more fully paid
5 full-time state officials, and otherwise the executive director of
6 the agency [~~The individual required to sign a state agency's~~
7 ~~strategic plan under Subchapter E~~], or the [~~that individual's~~]
8 designated representative of the presiding officer or executive
9 director, shall serve as the agency's information resources
10 manager.

11 SECTION 6. The heading to Subchapter E, Chapter 2054,
12 Government Code, is amended to read as follows:

13 SUBCHAPTER E. STRATEGIC AND OPERATING PLANS; INFORMATION
14 RESOURCES DEPLOYMENT REVIEW

15 SECTION 7. Section 2054.092(b), Government Code, is amended
16 to read as follows:

17 (b) The plan must:

18 (1) provide a strategic direction for information
19 resources management in state government for the five fiscal years
20 following adoption of the plan;

21 (2) outline a state information architecture that
22 contains a logically consistent set of principles, policies, and
23 standards to guide the engineering of state government's
24 information technology systems and infrastructure in a way that
25 ensures compatibility and alignment with state government's needs;

26 (3) designate and report on critical electronic
27 government projects to be directed by the department, including a

1 project for electronic purchasing;

2 (4) provide information about best practices to assist
3 state agencies in adopting effective information management
4 methods, including the design, deployment, and management of
5 information resources projects, cost-benefit analyses, and staff
6 reengineering methods to take full advantage of technological
7 advancements;

8 (5) ~~[establish reporting guidelines for state
9 agencies to report in agency strategic plans:~~

10 ~~[(A) the outcomes and progress related to the
11 strategic direction of the state,~~

12 ~~[(B) information necessary to evaluate
13 opportunities for information technology consolidation,~~

14 ~~[(C) progress toward implementing electronic
15 government projects designated under Subdivision (3),~~

16 ~~[(D) the return on investment for projects and
17 cost-benefit models for the projects, and~~

18 ~~[(E) other provisions in this section,~~

19 ~~[(6)]~~ provide long-range policy guidelines for
20 information resources in state government, including the
21 implementation of national, international, and department
22 standards for information resources technologies;

23 (6) ~~[(7)]~~ identify major issues faced by state
24 agencies related to the acquisition of computer hardware, computer
25 software, and information resources technology services and
26 develop a statewide approach to address the issues, including:

27 (A) developing performance measures for

1 purchasing and contracting; and

2 (B) identifying opportunities to reuse computer
3 software code purchased with public funds; and

4 (7) [~~8~~] identify priorities for:

5 (A) the implementation of information resources
6 technologies according to the relative economic and social impact
7 on the state; and

8 (B) return on investment and cost-benefit
9 analysis strategies.

10 SECTION 8. Section 2054.095, Government Code, is amended to
11 read as follows:

12 Sec. 2054.095. [~~PREPARATION OF~~] AGENCY INFORMATION
13 RESOURCES STRATEGIC PLANNING INSTRUCTIONS [~~PLAN~~]. (a) The
14 department [~~Each state agency~~] shall prepare instructions [~~an~~
15 ~~agency strategic plan~~] for use by state agencies in preparing the
16 strategic plan required by Section 2056.002 [~~information resources~~
17 ~~management~~].

18 (b) Except as otherwise modified by the Legislative Budget
19 Board or the governor, instructions under Subsection (a) must
20 require each state agency's strategic plan to include:

21 (1) a description of the agency's information
22 resources management organizations, policies, and practices,
23 including the extent to which the agency uses its internal quality
24 assurance procedures;

25 (2) a description of how the agency's information
26 resources programs support and promote its mission, goals, and
27 objectives and the goals and policies of the state strategic plan

1 for information resources; and

2 (3) other planning components that the department may
3 prescribe [~~The agency strategic plan must be signed by the~~
4 ~~presiding officer of the governing body of the state agency if the~~
5 ~~agency is governed by one or more fully paid full-time state~~
6 ~~officials, and otherwise by the executive director of the agency.~~

7 [~~(c) The department shall prescribe the format required for~~
8 ~~an agency strategic plan.~~

9 [~~(d) The department shall adopt instructions, consistent~~
10 ~~with Section 2054.096, that guide state agencies in the preparation~~
11 ~~of their agency strategic plans].~~

12 SECTION 9. Subchapter E, Chapter 2054, Government Code, is
13 amended by adding Section 2054.0965 to read as follows:

14 Sec. 2054.0965. INFORMATION RESOURCES DEPLOYMENT REVIEW.

15 (a) Not later than December 1 of each odd-numbered year, a state
16 agency shall complete a review of the operational aspects of the
17 agency's information resources deployment following instructions
18 developed by the department.

19 (b) Except as otherwise modified by rules adopted by the
20 department, the review must include:

21 (1) an inventory of the agency's major information
22 systems, as defined by Section 2054.008, and other operational or
23 logistical components related to deployment of information
24 resources as prescribed by the department;

25 (2) an inventory of the agency's major databases and
26 applications;

27 (3) a description of the agency's existing and planned

1 telecommunications network configuration;

2 (4) an analysis of how information systems,
3 components, databases, applications, and other information
4 resources have been deployed by the agency in support of:

5 (A) applicable achievement goals established
6 under Section 2056.006 and the state strategic plan adopted under
7 Section 2056.009;

8 (B) the state strategic plan for information
9 resources; and

10 (C) the agency's business objectives, mission,
11 and goals;

12 (5) agency information necessary to support the state
13 goals for interoperability and reuse; and

14 (6) confirmation by the agency of compliance with
15 state statutes, rules, and standards relating to information
16 resources.

17 SECTION 10. Section 2054.097, Government Code, is amended
18 to read as follows:

19 Sec. 2054.097. ANALYSIS OF INFORMATION RESOURCES
20 DEPLOYMENT REVIEW [~~OF AGENCY STRATEGIC PLAN~~]. (a) A state agency
21 shall send its information resources deployment review [~~strategic~~
22 ~~plan~~] to the quality assurance team [~~and the department~~] for
23 analysis [~~review~~].

24 (a-1) If the department determines that an agency's
25 deployment decision is not in compliance with the state strategic
26 plan, a state statute, or department rules or standards, the
27 department shall require the agency to develop a corrective action

1 plan that specifies the manner in which deficiencies will be
2 corrected. The department shall report the status of corrective
3 action plans to the state auditor and the Legislative Budget Board.

4 (b) Any member of [~~The department, in coordination with~~] the
5 quality assurance team[~~, shall report to the agency, and~~] may
6 report to the governor and the presiding officer of each house of
7 the legislature[~~,~~] that an agency's deployment decision [~~agency~~
8 ~~strategic plan or plan amendment~~] is not in compliance with the
9 state strategic plan, a state statute, or department rules or
10 standards [~~or best suited to the state agency's execution of its own~~
11 ~~duty~~].

12 SECTION 11. Section 2054.1015, Government Code, is amended
13 by adding Subsections (e) and (f) to read as follows:

14 (e) The department shall specify hardware configurations
15 for state commodity items in its instructions for the preparation
16 of planned procurement schedules.

17 (f) Each state agency shall use the hardware configurations
18 specified under Subsection (e) in developing the agency's planned
19 procurement schedules.

20 SECTION 12. Section 2054.464, Government Code, is amended
21 to read as follows:

22 Sec. 2054.464. SURVEY; REPORTING REQUIREMENTS. The
23 department shall adopt guidelines [~~rules~~] regarding:

24 (1) an [~~annual~~] electronic and information resources
25 state agency survey; and

26 (2) state agency reporting requirements for
27 implementation of this subchapter.

1 SECTION 13. Sections 2056.002(b) and (d), Government Code,
2 are amended to read as follows:

3 (b) The Legislative Budget Board and the Governor's Office
4 of Budget, Policy, and Planning shall determine the elements
5 required to be included in each agency's strategic plan. Unless
6 modified by the Legislative Budget Board and the Governor's Office
7 of Budget, Policy, and Planning, and except as provided by
8 Subsection (c), a plan must include:

9 (1) a statement of the mission and goals of the state
10 agency;

11 (2) a description of the indicators developed under
12 this chapter and used to measure the output and outcome of the
13 agency;

14 (3) identification of the groups of people served by
15 the agency, including those having service priorities, or other
16 service measures established by law, and estimates of changes in
17 those groups expected during the term of the plan;

18 (4) an analysis of the use of the agency's resources to
19 meet the agency's needs, including future needs, and an estimate of
20 additional resources that may be necessary to meet future needs;

21 (5) an analysis of expected changes in the services
22 provided by the agency because of changes in state or federal law;

23 (6) a description of the means and strategies for
24 meeting the agency's needs, including future needs, and achieving
25 the goals established under Section 2056.006 for each area of state
26 government for which the agency provides services;

27 (7) a description of the capital improvement needs of

1 the agency during the term of the plan and a statement, if
2 appropriate, of the priority of those needs;

3 (8) identification of each geographic region of this
4 state, including the Texas-Louisiana border region and the
5 Texas-Mexico border region, served by the agency, and if
6 appropriate the agency's means and strategies for serving each
7 region;

8 (9) a description of the training of the agency's
9 contract managers under Section 2262.053;

10 (10) an analysis of the agency's expected expenditures
11 that relate to federally owned or operated military installations
12 or facilities, or communities where a federally owned or operated
13 military installation or facility is located; ~~and~~

14 (11) an analysis of the strategic use of information
15 resources as provided by the instructions prepared under Section
16 2054.095; and

17 (12) other information that may be required.

18 (d) A state agency shall send two copies of each plan to both
19 the Legislative Reference Library and the state publications
20 clearinghouse of the Texas State Library and one copy each to:

- 21 (1) the governor;
- 22 (2) the lieutenant governor;
- 23 (3) the speaker of the house of representatives;
- 24 (4) the Legislative Budget Board;
- 25 (5) the Sunset Advisory Commission;
- 26 (6) the state auditor; ~~and~~
- 27 (7) the comptroller; and

1 (8) the Department of Information Resources.

2 SECTION 14. Sections 2054.096 and 2054.156(c), Government
3 Code, are repealed.

4 SECTION 15. A state agency is not required to comply with
5 Sections 2054.1015(e) and (f), Government Code, as added by this
6 Act, until the Department of Information Resources specifies
7 hardware configurations for state commodity items as required by
8 those subsections.

9 SECTION 16. This Act takes effect September 1, 2007.

David Newkirk

President of the Senate

Jim Caddick

Speaker of the House

I certify that H.B. No. 1788 was passed by the House on April 13, 2007, by the following vote: Yeas 143, Nays 0, 2 present, not voting.

Robert Nancy
Chief Clerk of the House

I certify that H.B. No. 1788 was passed by the Senate on May 22, 2007, by the following vote: Yeas 31, Nays 0.

Lately Spaw
Secretary of the Senate

APPROVED: 15 JUN 07

Date

Rick Perry
Governor

FILED IN THE OFFICE OF THE
SECRETARY OF STATE
5 PM O'CLOCK

JUN 15 2007
Roger Winnie
Secretary of State