



HOUSE BILL 217: DIT Changes.

**This Bill Analysis
reflects the contents
of the bill as it was
presented in
committee.**

2019-2020 General Assembly

Committee:	House State and Local Government. If favorable, re-refer to Rules, Calendar, and Operations of the House	Date:	April 25, 2019
Introduced by:	Reps. Saine, Jones, K. Hall	Prepared by:	Howard Marsilio Committee Counsel
Analysis of:	PCS to First Edition H217-CSBG-32		

OVERVIEW: *The Proposed Committee Substitute (PCS) to House Bill 217 would:*

- *Make various technical changes to laws related to the Department of Information Technology.*
- *Amend the laws relating to state agency cybersecurity.*
- *Amend the laws relating to emergency telephone service and the 911 Board.*

The PCS modifies Section 5, and adds Sections 6, Cybersecurity, and Section 7, Emergency Telephone Service and the 911 Board.

CURRENT LAW/BILL ANALYSIS:

Changes to laws related to the Department of Information Technology. Article 15 of Chapter 143B contains the law related to the Department of Information Technology (DIT). The DIT procures all information technology goods and service for participating agencies and approves procurements for separate agencies, and what is required of DIT in executing procurements is listed in G.S. 143B-1350(c).

Section 1 would remove the requirement that DIT standardize processes and specifications for convenience contracts to be rebid prior to termination. This Section would further authorize DIT to establish procedures, and procure information technology using multiple award contracts.

Section 2 would remove the requirements that DIT do all of the following:

- Develop standards for employee versus vendor determinations.
- Review personal services contracts to determine whether a contractor's duties are more appropriately performed by a State employee.
- Conduct periodic audits of State agency personal service contracts

Section 2 would also modify various DIT reporting requirements.

Section 3 would clarify that the Chief Information Officer not the office has the responsibility to ensure that the Employee Classification Section has necessary access to the Government Data Analytics Center and all other information technology services.

Section 4 would relocate the North Carolina Geographic Information Coordinating Council from the Office of the Governor to DIT for organizational, budgetary, and administrative purposes.

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Section 5 would clarify that the provisions of G.S. 133-32, Gifts and favors regulated, apply to all DIT employees.

Cybersecurity. Current law requires that the State Chief Information Officer (CIO) is charged with various powers and duties related to government information technology support and systems, and to ensure the security of State information technology systems.

Section 6 would amend the laws and clarify the role of DIT in preventing, responding to, and obtaining information about cybersecurity incidents and significant cybersecurity incidents.

E911. The 911 Board is established within DIT, and has various powers and duties such as developing the 911 State Plan, administering the 911 Fund, and distributing revenue in the 911 Fund to Commercial Mobile Radio Service providers and Public Safety Answering Points.

Section 7 would make various changes to the powers and duties of the 911 Board; amend 911 Fund allocations; amend distributions to CMRS providers and PSAPs; and make various other changes relating to the 911 Board and the implementation of enhanced and Next Generation 911 system capability, like SMS and Text-to-911.

EFFECTIVE DATE: This act would be effective when it becomes law.