



HOUSE BILL 217: DIT Changes.

2019-2020 General Assembly

Committee:	Senate State and Local Government. If favorable, re-refer to Rules and Operations of the Senate	Date:	June 24, 2019
Introduced by:	Reps. Saine, Jones, K. Hall	Prepared by:	Bill Patterson
Analysis of:	PCS to Fourth Edition H217-CSTG-34		Committee Co-Counsel

OVERVIEW: The Proposed Committee Substitute (PCS) for 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 adds a new Section 9 relating to the number of payroll deduction slots for insurance premiums offered to an agency's employees to which each payroll unit is entitled, and makes other technical, clarifying, and conforming changes.

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 - 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 and *as modified by the PCS*, Section 2 would require agencies to obtain written approval from DIT (and not also the Office of State Budget and Management) before establishing or renewing certain information technology personal services contracts.

Section 3 would clarify that the State Chief Information Officer (not the "Office of the State Chief Information Officer") 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.

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Section 4 would make a conforming change to provide that the North Carolina Geographic Information Coordinating Council is located in DIT for organizational, budgetary, and administrative purposes.

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 with the duty 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.

911 Board. 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, and SMS and Text-to-911.

Section 8 would provide that this act does not alter the exclusive responsibility of the Secretary of Revenue to maintain the security of taxpayer information.

Agency Payroll Unit Deduction Slots

Currently, each payroll unit is entitled to not less than four payroll deduction slots to be used for payment of insurance premiums for products selected to be offered to employees of the payroll unit.

Section 9 (*added by PCS*) would provide that each payroll unit is entitled to the number of payroll deduction slots it needs to be used for payment of such insurance premiums.

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