



SENATE BILL 681: Agency Policy Directives/2019-2020, Part XIX: Information Technology

2019-2020 General Assembly

Committee:		Date:	October 16, 2020
Introduced by:		Prepared by:	Howard Marsilio Staff Attorney
Analysis of:	Part XIX of S.L. 2020-78		

OVERVIEW: *Part 19 of Session Law 2020-78 makes various changes to laws that relate to the Department of Information Technology in:*

- *State agency electronic transaction fees and project expenditures.*
- *Competitive bidding exceptions for cybersecurity procurement.*
- *Administration of the CJLEADS program.*

This part became effective July 1, 2020.

SECTION 19.1 MODIFY APPROVAL AND USE OF FEES FOR CERTAIN AGENCY TRANSACTION METHODS

CURRENT LAW: Public agencies are authorized to maximize access to their services through electronic transactions to the extent practical, to charge a fee to cover costs, and also use these funds for e-commerce initiatives and projects. The Office of State Budget and Management, in consultation with the State Chief Information Officer and the Joint Legislative Commission on Governmental Operations approves agency fees for this purpose. The State Chief Information Officer, in consultation with the Joint Legislative Oversight Committee on Information Technology approves expenditures for this purpose.

BILL ANALYSIS: This section removes the Office of State Budget and Management approval requirement for fees, and all consultation requirements for fees and expenditures for these purposes. The State Chief Information Officer will solely approve fees and expenditures, and report to the Joint Legislative Commission on Governmental Operations and the Joint Legislative Oversight Committee on Information Technology.

SECTION 19.2 CYBERSECURITY PROCUREMENT BIDDING REQUIREMENTS

CURRENT LAW: The State Chief Information Officer is responsible for establishing policies and procedures for information technology procurement for State agencies, and the Department of Information Technology procures all information technology goods and services for participating agencies and approves information technology procurements for other agencies. Generally, information technology contract and procurement for security emergencies and master licensing or purchase agreements are exempt from competitive bidding requirements.

Jeffrey Hudson
Director



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BILL ANALYSIS: This section adds a competitive bidding exception for information technology contracts and procurement for cybersecurity and infrastructure security products when procured consistent with Best Value Procurement principles.

SECTION 19.3 CJLEADS REPORT CHANGE

CURRENT LAW: The Criminal Justice Law Enforcement Automated Data Services (CJLEADS) is a database integration program which consolidates information for criminal justice professionals and involves multiple agencies throughout the State. The Office of the State Controller was originally the lead agency, in cooperation with the State Chief Information Officer, for implementation, administration, and providing status reports for the CJLEADS program.

BILL ANALYSIS: This section removes the Office of the State Controller as the designated lead agency and clarifies that the State Chief Information Officer and the Department of Information Technology will act as the coordinating and administrative agency for the program.

EFFECTIVE DATE: This part became effective July 1, 2020.