

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1993

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SENATE BILL 410

Short Title: GPAC/IRMC Duties and Agency IRM.

(Public)

Sponsors: Senator Martin of Guilford.

Referred to: Government Performance Audit.

February 25, 1993

A BILL TO BE ENTITLED

AN ACT TO IMPLEMENT RECOMMENDATIONS OF THE GOVERNMENT PERFORMANCE AUDIT COMMITTEE TO MODIFY POWERS AND DUTIES OF THE INFORMATION RESOURCE MANAGEMENT COMMISSION AND TO ESTABLISH VARIOUS AGENCY INFORMATION RESOURCE AND TELECOMMUNICATIONS MANAGEMENT FUNCTIONS.

The General Assembly of North Carolina enacts:

Section 1. G.S. 143B-426.21 reads as rewritten:

"§ 143B-426.21. Information Resource Management Commission.

(a) Creation; Membership. – The Information Resource Management Commission is created in the Office of the State Controller. The Commission consists of the following members:

- (1) Four members of the Council of State, appointed by the Governor.
- (2) The Secretary of Administration.
- (3) The State Budget Officer.
- (4) Two members of the Governor's cabinet, appointed by the Governor.
- (5) One citizen of the State of North Carolina with a background in and familiarity with information systems or telecommunications, appointed by the General Assembly upon the recommendation of the President Pro Tempore of the Senate in accordance with G.S. 120-121.
- (6) One citizen of the State of North Carolina with a background in and familiarity with information systems or telecommunications, appointed by the General Assembly upon the recommendation of the Speaker of the House of Representatives in accordance with G.S. 120-121.

1 (7) The Chair of the Governor's Committee on Data Processing and
2 Information Systems.

3 (8) The Chair of the State Information Processing Services Advisory
4 Board.

5 Members of the Commission shall not be employed by or serve on the board of
6 directors or other corporate governing body of any information systems, computer
7 hardware, computer software, or telecommunications vendor of goods and services to
8 the State of North Carolina.

9 The two initial cabinet members appointed by the Governor and the two initial
10 citizen members appointed by the General Assembly shall each serve a term beginning
11 September 1, 1992, and expiring on June 30, 1995. Thereafter, their successors shall be
12 appointed for four-year terms, commencing July 1. Members of the Governor's cabinet
13 shall be disqualified from completing a term of service of the Commission if they are no
14 longer cabinet members.

15 The appointees by the Governor from the Council of State shall each serve a term
16 beginning on September 1, 1992, and expiring on June 30, 1993. Thereafter, their
17 successors shall be appointed for four-year terms, commencing July 1. Members of the
18 Council of State shall be disqualified from completing a term of service on the
19 Commission if they are no longer members of the Council of State.

20 Vacancies in the two legislative appointments shall be filled as provided in G.S.
21 120-122.

22 The Commission chair shall be elected in the first meeting of each calendar year
23 from among the appointees of the Governor from the Council of State and shall serve a
24 term of one year. The Secretary of Administration shall be secretary to the
25 Commission.

26 No member of the Information Resource Management Commission shall vote on an
27 action affecting solely his or her own State agency.

28 (b) Powers and Duties. – The Commission has the following powers and duties:

29 (1) To develop, approve, and publish a statewide information technology
30 strategy covering the current and following biennium that shall be
31 updated annually and shall be submitted to the General Assembly on
32 the first day of each regular session.

33 (2) To develop, approve, and sponsor statewide technology initiatives and
34 to report on those initiatives in the annual update of the statewide
35 information technology strategy.

36 (3) To review and approve biennially the information technology plans of
37 the executive agencies, including their plans for the procurement and
38 use of personal computers and workstations.

39 (4) To recommend to the Governor and the Office of State Budget and
40 Management the relative priorities across executive agency
41 information technology plans.

42 (5) To establish a quality assurance policy for all agency information
43 technology projects, information systems training programs, and
44 information systems documentation.

- 1 (6) To establish and enforce a quality review and expenditure review
2 procedure for major agency information technology projects.
- 3 (7) To review and approve expenditures from appropriations made to the
4 Office of State Budget and Management for the purpose of creating a
5 Computer Reserve Fund.
- 6 (8) To develop and promote a policy and procedures for the fair and
7 competitive procurement of information technology consistent with the
8 rules of the Department of Administration and consistent with
9 published industry standards for open systems that provide agencies
10 with a vendor-neutral operating environment where different
11 information technology hardware, software, and networks operate
12 together easily and reliably.
- 13 (9) To prepare and maintain a statewide data security plan, including data
14 security standards and security audit standards, to protect the integrity
15 and confidentiality of sensitive data and communications that reside on
16 the State's computers and that move through the State's
17 telecommunications networks.

18 (c) Meetings. – The Information Resources Management Commission shall
19 adopt bylaws containing rules governing its meeting procedures. The Information
20 Resources Management Commission shall meet at least monthly.

21 (d) Agency Information Resource Manager Reports. – Each executive agency
22 shall designate in January of each year to the Information Resource Management
23 Commission the senior staff member in the agency who serves as the Information
24 Resource Manager in the agency. Not later than the last business day of the first month
25 of each calendar quarter, the Information Resource Manager in each agency shall
26 deliver to the Commission a written report summarizing the agency's expenditures in
27 the previous calendar quarter for information technology hardware, information
28 technology software, telecommunications, information technology consulting services,
29 information technology personnel, and other miscellaneous information technology
30 expenses. The report also shall contain brief descriptions of the major information
31 technology initiatives undertaken in the previous calendar quarter and the tangible
32 results from each initiative.

33 (e) Agency Telecommunications Resource Managers. – Each State agency shall
34 designate in January of each year one of its employees or officials to the Information
35 Resource Management Commission as the Telecommunications Resource Manager for
36 the agency. The person designated by the agency as the Telecommunications Resource
37 Manager may be the same person designated as the agency Information Resource
38 Manager. Any state advisory board or commission that makes recommendations to the
39 State Information Processing Service concerning the operation of its computer and
40 telecommunications resources shall include at least two members from the persons who
41 have been designated as agency telecommunications resource managers.

42 (f) State Information Processing Services Telecommunications Plans. – The
43 State Information Processing Services (hereafter 'SIPS') shall submit an annual
44 telecommunications plan, including plans for the expenditures and operations of the

1 State Telecommunications System, to the first regularly scheduled meeting of the
2 Information Resource Management Commission each year. The Commission shall
3 incorporate information that it deems relevant and useful from this annual
4 telecommunications plan in the annual statewide information technology strategy
5 presented to the General Assembly on the first day of each regular session.

6 SIPS shall submit a strategic plan for State telecommunications to the first regularly
7 scheduled meeting of the Information Resource Management Commission each year.
8 The strategic plan shall include statements of direction for the development of voice,
9 data, and video technology to be made available to State government through the State
10 Telecommunications System in the coming three-to-five years. The strategic
11 telecommunications plan shall summarize its anticipated costs and benefits to State
12 government and the citizens of North Carolina. The Commission shall incorporate
13 information that it deems relevant and useful from this strategic telecommunications
14 plan in the annual statewide information technology strategy presented to the General
15 Assembly on the first day of each regular session.

16 (g) Risk Notifications. – The Information Resources Management Commission
17 shall establish and maintain procedures for periodically identifying (i) agencies facing
18 risks to the continuing operation of their information technology systems or (ii) agencies
19 facing risks to the successful implementation of new information technology
20 applications. Any agency identified and notified by the Commission as facing risks
21 under this subsection shall prepare a written plan to reduce and eliminate these risks.
22 The affected agencies shall deliver their plans to the Commission not later than 90 days
23 after receiving the notification from the Commission."

24 Sec. 2. This act is effective upon ratification.