

CONFERENCE COMMITTEE REPORT FORM

Austin, Texas

May 24, 2013

Date

Honorable David Dewhurst
President of the Senate

Honorable Joe Straus
Speaker of the House of Representatives

Sirs:

We, Your Conference Committee, appointed to adjust the differences between the Senate and the House of Representatives on HB 3022 have had the same under consideration, and beg to report it back with the recommendation that it do pass in the form and text hereto attached.

Zaffini

Zaffini

Brian Budwell

Budwell

J. Carmona

Carmona

C. S. Brown

Brown

Robert N. Putte

On the part of the Senate

Putte

Lytle

Lytle

Mike Babin

Babin

Gonzales

Gonzales

Laubenberg

Reynolds

On the part of the House

Reynolds

Note to Conference Committee Clerk:

Please type the names of the members of the Conference Committee under the lines provided for signature. Those members desiring to sign the report should sign each of the six copies. Attach a copy of the Conference Committee Report and a Section by Section side by side comparison to each of the six reporting forms. The original and two copies are filed in house of origin of the bill, and three copies in the other house.

CONFERENCE COMMITTEE REPORT

3rd Printing

H.B. No. 3093

A BILL TO BE ENTITLED

AN ACT

relating to the powers and duties of the Department of Information Resources and the Legislative Budget Board regarding information resources technologies of state agencies.

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

SECTION 1. Section 2054.051, Government Code, is amended by adding Subsection (h) to read as follows:

(h) The department shall:

(1) coordinate with the quality assurance team to develop contracting standards for information resources technologies acquisition and purchased services; and

(2) work with state agencies to ensure deployment of standardized contracts.

SECTION 2. Section 2054.055, Government Code, is amended by amending Subsection (b) and adding Subsection (b-2) to read as follows:

(b) The report must:

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

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

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

1 (4) provide a summary of the total expenditures for
2 information resources and information resources technologies by
3 the state;

4 (5) make recommendations for improving the
5 effectiveness and cost-efficiency of the state's use of information
6 resources;

7 (6) describe the status, progress, benefits, and
8 efficiency gains of the state electronic Internet portal project,
9 including any significant issues regarding contract performance;

10 (7) provide a financial summary of the state
11 electronic Internet portal project, including project costs and
12 revenues;

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

16 (9) provide a summary of agency and statewide results
17 in providing access to electronic and information resources to
18 individuals with disabilities as required by Subchapter M; ~~and~~

19 (10) assess the progress made toward accomplishing the
20 goals of the plan for a state telecommunications network and
21 developing a system of telecommunications services as provided by
22 Subchapter H;

23 (11) identify proposed major information resources
24 projects for the next state fiscal biennium, including project
25 costs through stages of the project and across state fiscal years
26 from project initiation to implementation;

27 (12) examine major information resources projects

1 completed in the previous state fiscal biennium to determine the
2 performance of the implementing state agency, cost and value
3 effectiveness, timeliness, and other performance criteria
4 necessary to assess the quality and value of the investment; and

5 (13) examine major information resources projects
6 after the second anniversary of the project's completion to
7 determine progress toward meeting performance goals and operating
8 budget savings.

9 (b-2) The information required under Subsection (b)(11)
10 must include:

11 (1) final total cost of ownership budget data for the
12 entire life cycle of the major information resources project,
13 including capital and operational costs that itemize staffing
14 costs, contracted services, hardware purchased or leased, software
15 purchased or leased, travel, and training;

16 (2) the original project schedule and the final actual
17 project schedule;

18 (3) data on the progress toward meeting the original
19 goals and performance measures of the project, specifically those
20 related to operating budget savings;

21 (4) lessons learned on the project, performance
22 evaluations of any vendors used in the project, and reasons for
23 project delays or cost increases; and

24 (5) the benefits, cost avoidance, and cost savings
25 generated by major technology resources projects.

26 SECTION 3. Subchapter C, Chapter 2054, Government Code, is
27 amended by adding Section 2054.066 to read as follows:

1 Sec. 2054.066. DEPARTMENT REVIEW. (a) The department, in
2 consultation with the quality assurance team, the Information
3 Technology Council for Higher Education, and the Legislative Budget
4 Board, shall review existing statutes, procedures, data, and
5 organizational structures to identify opportunities to increase
6 efficiency, customer service, and transparency in information
7 resources technologies. The department must:

8 (1) identify and address financial data needed to
9 comprehensively evaluate information resources technologies
10 spending from an enterprise perspective;

11 (2) review best practices in information resources
12 technologies governance, including private sector practices and
13 lessons learned from other states; and

14 (3) review existing statutes regarding information
15 resources technologies governance, standards, and financing to
16 identify inconsistencies between current law and best practices.

17 (b) The department shall report its findings and
18 recommendations to the governor, lieutenant governor, speaker of
19 the house of representatives, Senate Committee on Government
20 Organization, and House Technology Committee not later than
21 December 1, 2014.

22 SECTION 4. Section 2054.102, Government Code, is amended by
23 adding Subsection (b-1) to read as follows:

24 (b-1) The Legislative Budget Board, in consultation with
25 the department and the Information Technology Council for Higher
26 Education, shall establish criteria to evaluate state agency
27 biennial operating plans. In developing the criteria, the board

1 shall include criteria on:

2 (1) the feasibility of proposed information resources
3 projects for the biennium;

4 (2) the consistency of the plan with the state
5 strategic plan;

6 (3) the appropriate provision of public electronic
7 access to information;

8 (4) evidence of business process streamlining and
9 gathering of business and technical requirements; and

10 (5) services, costs, and benefits.

11 SECTION 5. This Act takes effect September 1, 2013.

House Bill 3093
Conference Committee Report
Section-by-Section Analysis

HOUSE VERSION

SECTION 1. Section 2054.051, Government Code, is amended by adding Subsection (h) to read as follows:

(h) The department shall:

(1) coordinate with the quality assurance team *and Legislative Budget Board* to develop contracting standards for information resources technologies acquisition and purchased services; and

(2) work with state agencies to ensure deployment of standardized contracts.

SECTION 2. Section 2054.055, Government Code, is amended by amending Subsection (b) and adding Subsection (b-2) to include among the requirements for the performance report on the use of information resources technologies by state government prepared by DIR that it examine major information resources projects completed in the previous state fiscal biennium to determine the performance of the implementing state agency, cost and value effectiveness, timeliness, and other performance criteria necessary to assess the quality and value of the investment; that it examine major information resources projects after the second anniversary of the project's completion to determine progress toward meeting performance goals and operating budget savings; and that it identify proposed major information resources projects for the next state fiscal biennium, including project costs through stages of the project and across state fiscal years from project initiation to implementation. The bill specifies the information that must be included in the portion of the performance report identifying proposed major information resources projects for the next state fiscal biennium.

SECTION 3. Subchapter C, Chapter 2054, Government

SENATE VERSION (IE)

SECTION 1. Section 2054.051, Government Code, is amended by adding Subsection (h) to read as follows:

(h) The department shall:

(1) coordinate with the quality assurance team to develop contracting standards for information resources technologies acquisition and purchased services; and [FA1(1)]

(2) work with state agencies to ensure deployment of standardized contracts.

SECTION 2. Same as House version.

No equivalent provision. [Deleted by FA1(2)]

CONFERENCE

SECTION 1. Same as Senate version.

SECTION 2. Same as House version.

SECTION 3. Same as House version, except that: Section

House Bill 3093
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Section-by-Section Analysis

HOUSE VERSION

Code, is amended by adding Sections 2054.065 and 2054.066 to add temporary provisions, set to expire January 1, 2016, requiring DIR to develop and execute an identity management pilot program, using available funds and with the cooperation of state agencies selected by DIR, that addresses the delivery, support, maintenance, and operation of identity management technology and requiring DIR, in consultation with specified entities, to review existing statutes, procedures, data, and organizational structures to identify opportunities to increase efficiency, customer service, and transparency in information resources technologies and to make a report of its findings.

SECTION 4. Section 2054.102, Government Code, is amended by adding Subsection (b-1).

SECTION 5. Subchapter E, Chapter 2054, Government Code, is amended by adding Section 2054.105 to set out requirements for DIR, in consultation with specified entities, to develop an enterprise-based strategy for information resources technologies in state government based on information resources technologies expenditure information collected from state agencies.

No equivalent provision.

SENATE VERSION (IF)

SECTION 4. Same as House version.

No equivalent provision. [Deleted by FA1(3)]

SECTION __. Subchapter F, Chapter 2054, Government Code, is amended by adding Section 2054.133 to set out requirements for the secretary of state, working in conjunction with the Department of Information Resources, to implement a program to allow a person to complete a voter registration application over the Internet from the state's official website.
[FA2]

CONFERENCE

2054.065 relating to the development of an identity management pilot program is removed; Section 2054.066, relating to the DIR review of existing statutes, procedures, data, and organizational structures, the Senate Committee on Government Organization is included in the list of organizations to which DIR is required to report its findings and recommendations; and the expiration provision for Section 2054.066 is removed.

SECTION 3. Same as House version.

Same as Senate version.

Same as House version.

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HOUSE VERSION

SECTION 6. Effective date.

SENATE VERSION (IE)

SECTION 6. Same as House version.

CONFERENCE

SECTION 4. Same as House version.

LEGISLATIVE BUDGET BOARD

Austin, Texas

FISCAL NOTE, 83RD LEGISLATIVE REGULAR SESSION

May 25, 2013

TO: Honorable David Dewhurst, Lieutenant Governor, Senate
Honorable Joe Straus, Speaker of the House, House of Representatives

FROM: Ursula Parks, Director, Legislative Budget Board

IN RE: HB3093 by Elkins (Relating to the powers and duties of the Department of Information Resources and the Legislative Budget Board regarding information resources technologies of state agencies.), **Conference Committee Report**

No significant fiscal implication to the State is anticipated.

The bill would require the Department of Information Resources (DIR) to coordinate with the quality assurance team (QAT) to develop contracting standards for IR technologies acquisition and purchased services and to work with state agencies to ensure deployment of standardized contracts.

The bill would require DIR, in consultation with the QAT, the Council and LBB, to review existing statutes, procedures, data, and organizational structures to identify opportunities to improve efficiency, customer service, and transparency in IR technologies. A report of the findings would be provided to the governor, lieutenant governor, speaker, Senate Committee on Government Organization and House Technology Committee, not later than December 1, 2014.

The bill would require the Legislative Budget Board (LBB) to work with DIR and the Information Technology Council for Higher Education to establish criteria to evaluate state agency biennial operating plans.

DIR, the State Auditor's Office (SAO), and the LBB indicate that any costs associated with the bill could be absorbed within existing resources. It is assumed that any additional costs to university systems with members in the Council could be absorbed within existing resources. In accordance with Government Code 321.013, all additional duties and responsibilities prescribed by the bill would be proposed in the SAO's annual audit plan for Legislative Audit Committee approval.

The bill would take effect on September 1, 2013.

Local Government Impact

No significant fiscal implication to units of local government is anticipated.


Source Agencies:

LBB Staff: UP, KJo

Certification of Compliance with Rule 13, Section 6(b), House Rules of Procedure

Rule 13, Section 6(b), House Rules of Procedure, requires that a copy of a conference committee report signed by a majority of each committee of the conference must be furnished to each member of the committee in person or if unable to deliver in person by placing a copy in the member's newspaper mailbox at least one hour before the report is furnished to each member of the house under Section 10(a) of this rule. The paper copies of the report submitted to the chief clerk under Section 10(b) of this rule must contain a certificate that the requirement of this subsection has been satisfied, and that certificate must be attached to the printed copy of the report furnished to each member under Section 10(d) of this rule. Failure to comply with this subsection is not a sustainable point of order under this rule.

I certify that a copy of the conference committee report on H. B. 3093 was furnished to each member of the conference committee in compliance with Rule 13, Section 6(b), House Rules of Procedure, before submission of the paper copies of the report to the chief clerk under Section 10(b), Rule 13, House Rules of Procedure.



(name)

25 MAY 2013
(date)