
A BILL FOR AN ACT

RELATING TO ENTERPRISE TECHNOLOGY SERVICES.

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

1 SECTION 1. In 2009, the legislative auditor reported that
2 the State's management of information technology was weak and
3 ineffective, requiring clearly defined roles, duties, and
4 responsibilities. The report noted that, without an effective
5 chief information officer, the State cannot ensure that its
6 information technology investments are "cost effective,
7 optimally utilized, adequately planned for future growth, or
8 have the operational flexibility to easily adapt to changing
9 requirements."

10 The purpose of this Act is to:

- 11 (1) Clearly establish the chief information officer as the
12 State's information technology leader;
- 13 (2) Delete statutory references to the information and
14 communication services division of the department of
15 accounting and general services; and
- 16 (3) Consolidate the office of information management and
17 technology and the information and communication
18 services division of the department of accounting and



1 general services, including all related information
 2 technology functions, in the office of enterprise
 3 technology services under the direction of the chief
 4 information officer.

5 SECTION 2. Section 26-6, Hawaii Revised Statutes, is
 6 amended by amending subsection (b) to read as follows:

- 7 "(b) The department shall:
- 8 (1) Preaudit and conduct after-the-fact audits of the
 9 financial accounts of all state departments to
 10 determine the legality of expenditures and the
 11 accuracy of accounts;
 - 12 (2) Report to the governor and to each regular session of
 13 the legislature as to the finances of each department
 14 of the State;
 - 15 (3) Administer the state risk management program;
 - 16 (4) Establish and manage motor pools;
 - 17 (5) Manage the preservation and disposal of all records of
 18 the State;
 - 19 (6) Undertake the program of centralized engineering and
 20 office leasing services, including operation and
 21 maintenance and lease buyback processing pursuant to



- 1 subsection (d) of public buildings, for departments of
- 2 the State;
- 3 (7) Undertake the functions of the state surveyor;
- 4 (8) Establish accounting and internal control systems;
- 5 (9) [Provide] Under the direction of the chief information
- 6 officer, provide centralized computer information
- 7 management and processing services [~~; coordination in~~
- 8 ~~the use of all information processing equipment,~~
- 9 ~~software, facilities, and services in the executive~~
- 10 ~~branch of the State, and consultation and support~~
- 11 ~~services in the use of information processing and~~
- 12 ~~management technologies to improve the efficiency,~~
- 13 ~~effectiveness, and productivity of state government~~
- 14 ~~programs];~~
- 15 (10) Establish [~~; coordinate, and manage]~~ a program to
- 16 provide a means for public access to public
- 17 information and develop [~~and operate]~~ an information
- 18 network [~~in conjunction with its overall plans for~~
- 19 ~~establishing a communication backbone]~~ for state
- 20 government; and

1 (11) Assume administrative responsibility for the office of
2 information practices."

3 SECTION 3. Section 27-43, Hawaii Revised Statutes, is
4 amended by amending its title and subsection (a) to read as
5 follows:

6 "§27-43 [~~Information technology;~~] Office of enterprise
7 technology services; chief information officer; information
8 technology steering committee; establishment; responsibilities.

9 (a) There is established within the department of accounting
10 and general services the office of enterprise technology
11 services, which shall be headed by a full-time chief information
12 officer to organize, manage, and oversee statewide information
13 technology governance [~~, including supervision and oversight of~~
14 ~~the information and communication services division of the~~
15 ~~department of accounting and general services]~~. The chief
16 information officer shall be appointed by the governor as
17 provided in section 26-34. The chief information officer shall
18 report directly to the governor and, in conjunction with the
19 information technology steering committee, shall:

20 (1) Develop, implement, and manage statewide information
21 technology governance;



1 (2) Develop, implement, and manage the state information
2 technology strategic plans;

3 (3) Develop and implement statewide technology standards;

4 (4) As part of the budget execution process, work with
5 state departments and agencies to coordinate all
6 information technology related procurement to ensure
7 that the purchases comply with the office of
8 enterprise technology services systems for software
9 updates, patch management, and security parameters;

10 [~~4~~] (5) Report annually to the governor and the
11 legislature on the status and implementation of the
12 state information technology strategic plan;

13 [~~5~~] (6) Perform other necessary or desirable functions to
14 facilitate the intent of this section; [and]

15 [~~6~~] (7) Employ persons exempt from chapters 76 and 89[-];

16 (8) Provide centralized computer information management
17 and processing services, coordination in the use of
18 all information processing equipment, software, .
19 facilities, and services in the executive branch of
20 the State, and consultation and support services in
21 the use of information processing and management



- 1 technologies to improve the efficiency, effectiveness,
2 and productivity of state government programs;
- 3 (9) Establish, coordinate, and manage a program to provide
4 a means for public access to public information and
5 develop and operate an information network in
6 conjunction with overall plans for establishing a
7 communication backbone for state government; and
- 8 (10) Adopt rules, pursuant to chapter 91, necessary for the
9 purposes of this part."

10 SECTION 4. Section 27G-3, Hawaii Revised Statutes, is
11 amended by amending subsection (b) to read as follows:

12 "(b) The committee shall consist of not more than fifteen
13 voting[+], [+] ex officio members, or their designated
14 representatives, as follows:

15 (1) The comptroller;

16 ~~[-2] The administrator of the information and communication~~
17 ~~services division of the department of accounting and~~
18 ~~general services;~~

19 ~~[-3]~~ (2) The administrator of the state procurement
20 office;



- 1 ~~[(4)]~~ (3) The director of the office of information
2 practices;
- 3 ~~[(5)]~~ (4) The directors of not more than three government
4 agencies using or planning to use the services of the
5 portal manager;
- 6 ~~[(6)]~~ (5) The administrative director of the courts;
- 7 ~~[(7)]~~ (6) A representative of the Hawaii state senate
8 appointed by the president of the senate;
- 9 ~~[(8)]~~ (7) A representative of the Hawaii state house of
10 representatives appointed by the speaker of the house
11 of representatives;
- 12 ~~[(9)]~~ (8) The chief information officers of the four
13 counties; and
- 14 ~~[(10)]~~ (9) The chief information officer."

15 SECTION 5. Section 27G-6, Hawaii Revised Statutes, is
16 amended to read as follows:

17 "[~~+~~]§27G-6[~~+~~] **Access Hawaii committee special fund.** There
18 is established in the state treasury the access Hawaii committee
19 special fund, into which shall be deposited fees collected by
20 the [~~information and communication services division within the~~
21 ~~department of accounting and general services]~~ office of



1 enterprise technology services for the purpose of supporting the
2 access Hawaii committee. The chief information officer may
3 appoint a portal program manager exempt from chapter 76, which
4 may be funded by the access Hawaii committee special fund.

5 Expenditures from the access Hawaii committee special fund shall
6 be approved by the access Hawaii committee; provided that
7 information on income and expenditures shall be subject to
8 legislative review and oversight in each budget submittal from
9 the department of accounting and general services."

10 SECTION 6. Section 487N-5, Hawaii Revised Statutes is
11 amended as follows:

12 1. By amending subsection (a) to read:

13 "(a) There is established an information privacy and
14 security council within the department of accounting and general
15 services for administrative purposes only. Members of the
16 council shall be appointed no later than September 1, 2008, by
17 the governor without regard to section 26-34 and shall be
18 composed of the following representatives:

19 (1) Executive agencies that maintain extensive personal
20 information in the conduct of their duties, including
21 the department of commerce and consumer affairs, the



1 department of education, the department of health, the
2 department of human resources development, the
3 department of human services, and the University of
4 Hawaii, to be selected by the governor;

5 (2) The legislature, to be selected by the president of
6 the senate and the speaker of the house of
7 representatives;

8 (3) The judiciary, to be selected by the ~~[administrator of~~
9 ~~the courts,]~~ chief justice of the Hawaii supreme
10 court; and

11 (4) The four counties, to be selected by the mayor of each
12 county; provided that the mayor of each county shall
13 determine the extent to which the county may or may
14 not participate.

15 The chief information officer or the chief information
16 officer's designee shall serve as chair of the council."

17 2. By amending subsection (e) to read:

18 "(e) The ~~[comptroller]~~ chief information officer may
19 establish support positions for the ~~[information and~~
20 ~~communication services division,]~~ office of enterprise
21 technology services, including but not limited to~~[, legal~~



1 ~~support,~~ information technology, human resources and personnel,
2 records management, and administrative support."

3 SECTION 7. All rights, powers, functions, and duties of
4 the office of information management and technology and the
5 information and communication services division of the
6 department of accounting and general services relating to
7 information technology are consolidated under the office of
8 enterprise technology services. The chief information officer
9 shall amend or repeal rules under chapter 91, Hawaii Revised
10 Statutes, as necessary.

11 SECTION 8. All rules, policies, procedures, guidelines,
12 and other materials adopted or developed by the office of
13 information management and technology or the information and
14 communication services division of the department of accounting
15 and general services to implement provisions of the Hawaii
16 Revised Statutes which are reenacted or made applicable to the
17 office of enterprise technology services by this Act shall
18 remain in full force and effect until amended or repealed by
19 chief information officer pursuant to chapter 91, Hawaii Revised
20 Statutes. In the interim, every reference to the department of
21 accounting and general services or the information and



1 communication services division in those rules, policies,
2 procedures, guidelines, and other material is deemed to refer to
3 the office of enterprise technology services, as appropriate.

4 SECTION 9. All leases, contracts, loans, agreements,
5 permits, or other documents executed or entered into by or on
6 behalf of the office of information management and technology or
7 the information and communication services division of the
8 department of accounting and general services pursuant to the
9 provisions of the Hawaii Revised Statutes, which are reenacted
10 or made applicable to the office of enterprise technology
11 services by this Act, shall remain in full force and effect.
12 Effective July 2, 2016, every reference to the office of
13 information management and technology and the information and
14 communication services division therein shall be construed as a
15 reference to the office of enterprise technology services as
16 appropriate.

17 SECTION 10. All appropriations, records, equipment,
18 machines, files, supplies, contracts, books, papers, documents,
19 maps, and other personal property heretofore made, used,
20 acquired, or held by the office of information management and
21 technology or information and communication services division of



1 the department of accounting and general services relating to
2 the functions transferred to the office of enterprise technology
3 services shall be transferred with the functions to which they
4 relate.

5 SECTION 11. Statutory material to be repealed is bracketed
6 and stricken. New statutory material is underscored.

7 SECTION 12. This Act shall take effect on July 2, 2016.

8



Report Title:

Consolidation of the Office of Information Management and Technology and the Information and Communication Services Division

Description:

Consolidates the Office of Information Management and Technology and the Information and Communication Services Division of the Department of Accounting and General Services, including all related information technology functions, in the Office of Enterprise Technology Services under the direction of the Chief Information Officer. Takes effect on 7/2/2016. (SD1)

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