

By: Hartnett

H.B. No. 2506

A BILL TO BE ENTITLED

AN ACT

1
2 relating to the applicability of the Information Resources
3 Management Act and related laws to judicial agencies.

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

5 SECTION 1. Section 2054.003, Government Code, is amended by
6 amending Subdivision (13) and adding Subdivision (8-b) to read as
7 follows:

8 (8-b) "Judicial agency" means a department,
9 commission, board, office, council, authority, or other agency in
10 the judicial branch of state government that is created by the
11 constitution or a statute of this state. The term does not include
12 a court.

13 (13) "State agency" means a department, commission,
14 board, office, council, authority, or other agency in the executive
15 [~~or judicial~~] branch of state government that is created by the
16 constitution or a statute of this state, including a university
17 system or institution of higher education as defined by Section
18 61.003, Education Code.

19 SECTION 2. Section 2054.052(c), Government Code, is amended
20 to read as follows:

21 (c) At the request of a state agency or judicial agency, the
22 department may provide technical and managerial assistance
23 relating to information resources management, including automation
24 feasibility studies, systems analysis, and design, training, and

1 technology evaluation.

2 SECTION 3. Section 2054.053(b), Government Code, is amended
3 to read as follows:

4 (b) At the request of a state agency or judicial agency, the
5 department may assist the agency in the preparation of projects to
6 be submitted as part of the agency's legislative appropriation
7 request and may make recommendations on any proposed projects. The
8 recommendations under this subsection apply to a project and not to
9 a specific procurement or set of specifications.

10 SECTION 4. Section 2054.056, Government Code, is amended to
11 read as follows:

12 Sec. 2054.056. COMPUTER SERVICES. The department may
13 provide computer services under interagency contracts to state
14 agencies and judicial agencies that choose to contract with the
15 department.

16 SECTION 5. Section 2054.0565(a), Government Code, is
17 amended to read as follows:

18 (a) The department may include terms in a procurement
19 contract entered into by the department, including a contract
20 entered into under Section 2157.068, that allow the contract to be
21 used by another state agency, a judicial agency, a court, a
22 political subdivision of this state, or a governmental entity of
23 another state.

24 SECTION 6. Sections 2054.077(b) and (d), Government Code,
25 are amended to read as follows:

26 (b) The information resources manager of a state agency or a
27 person who performs a similar function for a judicial agency may

1 prepare or have prepared a report assessing the extent to which a
2 computer, a computer program, a computer network, a computer
3 system, computer software, or data processing of the agency or of a
4 contractor of the agency is vulnerable to unauthorized access or
5 harm, including the extent to which the agency's or contractor's
6 electronically stored information is vulnerable to alteration,
7 damage, or erasure.

8 (d) On request, the information resources manager of a state
9 agency shall provide a copy of the vulnerability report to:

- 10 (1) the department;
- 11 (2) the state auditor; and
- 12 (3) any other information technology security
13 oversight group specifically authorized by the legislature to
14 receive the report.

15 SECTION 7. Section 2054.117(b), Government Code, is amended
16 to read as follows:

17 (b) The comptroller shall permit the use of the center's
18 computer and other data processing equipment by state agencies,
19 judicial agencies, or courts with or without charge under rules
20 that ensure the proper use of the equipment for the efficient and
21 economical management of state government.

22 SECTION 8. Section 2157.002, Government Code, is amended to
23 read as follows:

24 Sec. 2157.002. APPLICABILITY. Subchapters A, B, and D
25 apply only to a state agency to which Chapter 2054 applies or to a
26 judicial agency as defined by Section 2054.003.

27 SECTION 9. This Act takes effect September 1, 2007.