

1-1 By: Hegar S.B. No. 757
1-2 (In the Senate - Filed February 19, 2007; March 6, 2007,
1-3 read first time and referred to Committee on Government
1-4 Organization; March 29, 2007, reported adversely, with favorable
1-5 Committee Substitute by the following vote: Yeas 6, Nays 0;
1-6 March 29, 2007, sent to printer.)

1-7 COMMITTEE SUBSTITUTE FOR S.B. No. 757 By: Hegar

1-8 A BILL TO BE ENTITLED
1-9 AN ACT

1-10 relating to the planning and management of state telecommunications
1-11 services by the Department of Information Resources.

1-12 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

1-13 SECTION 1. Section 2054.051, Government Code, is amended by
1-14 adding Subsection (g) to read as follows:

1-15 (g) The department shall establish plans and policies for
1-16 the system of telecommunications services managed and operated by
1-17 the department.

1-18 SECTION 2. Subsection (b), Section 2054.055, Government
1-19 Code, is amended to read as follows:

1-20 (b) The report must:

1-21 (1) assess the progress made toward meeting the goals
1-22 and objectives of the state strategic plan for information
1-23 resources management;

1-24 (2) describe major accomplishments of the state or a
1-25 specific state agency in information resources management;

1-26 (3) describe major problems in information resources
1-27 management confronting the state or a specific state agency;

1-28 (4) provide a summary of the total expenditures for
1-29 information resources and information resources technologies by
1-30 the state;

1-31 (5) make recommendations for improving the
1-32 effectiveness and cost-efficiency of the state's use of information
1-33 resources; ~~and~~

1-34 (6) include a list compiled by the department's
1-35 program management office from the information gathered under
1-36 Sections 2055.152 and 2055.153 of the electronic government
1-37 projects:

1-38 (A) that are managed by the office under Chapter
1-39 2055; and

1-40 (B) that are not yet managed by the office under
1-41 Chapter 2055, but have been selected for management under Chapter
1-42 2055; and

1-43 (7) assess the progress made toward accomplishing the
1-44 goals of the plan for a state telecommunications network and
1-45 developing a system of telecommunications services as provided by
1-46 Subchapter H.

1-47 SECTION 3. Subsection (b), Section 2054.092, Government
1-48 Code, is amended to read as follows:

1-49 (b) The plan must:

1-50 (1) provide a strategic direction for information
1-51 resources management in state government for the five fiscal years
1-52 following adoption of the plan;

1-53 (2) outline a state information architecture that
1-54 contains a logically consistent set of principles, policies, and
1-55 standards to guide the engineering of state government's
1-56 information technology systems and infrastructure in a way that
1-57 ensures compatibility and alignment with state government's needs;

1-58 (3) designate and report on critical electronic
1-59 government projects to be directed by the department, including a
1-60 project for electronic purchasing;

1-61 (4) provide information about best practices to assist
1-62 state agencies in adopting effective information management
1-63 methods, including the design, deployment, and management of

2-1 information resources projects, cost-benefit analyses, and staff
 2-2 reengineering methods to take full advantage of technological
 2-3 advancements;

2-4 (5) establish reporting guidelines for state agencies
 2-5 to report in agency strategic plans:

2-6 (A) the outcomes and progress related to the
 2-7 strategic direction of the state;

2-8 (B) information necessary to evaluate
 2-9 opportunities for information technology consolidation;

2-10 (C) progress toward implementing electronic
 2-11 government projects designated under Subdivision (3);

2-12 (D) the return on investment for projects and
 2-13 cost-benefit models for the projects; and

2-14 (E) other provisions in this section;

2-15 (6) provide long-range policy guidelines for
 2-16 information resources in state government, including the
 2-17 implementation of national, international, and department
 2-18 standards for information resources technologies;

2-19 (7) identify major issues faced by state agencies
 2-20 related to the acquisition of computer hardware, computer software,
 2-21 and information resources technology services and develop a
 2-22 statewide approach to address the issues, including:

2-23 (A) developing performance measures for
 2-24 purchasing and contracting; and

2-25 (B) identifying opportunities to reuse computer
 2-26 software code purchased with public funds; ~~and~~

2-27 (8) identify priorities for:

2-28 (A) the implementation of information resources
 2-29 technologies according to the relative economic and social impact
 2-30 on the state; and

2-31 (B) return on investment and cost-benefit
 2-32 analysis strategies; and

2-33 (9) provide information about best practices to assist
 2-34 state agencies in adopting methods for design, deployment, and
 2-35 management of telecommunications services.

2-36 SECTION 4. Subsections (a) through (d) and (g), Section
 2-37 2054.203, Government Code, are amended to read as follows:

2-38 (a) ~~The department [telecommunications planning and~~
 2-39 ~~oversight council]~~ shall comprehensively collect and manage
 2-40 telecommunications network configuration information about
 2-41 existing and planned telecommunications networks throughout state
 2-42 government. The department shall provide the information collected
 2-43 under this section to the telecommunications planning and oversight
 2-44 council in a manner consistent with state and federal security
 2-45 restrictions.

2-46 (b) ~~The department [telecommunications planning and~~
 2-47 ~~oversight council]~~ may require state agencies to submit to the
 2-48 department ~~[council]~~ the agencies' network configuration
 2-49 information, but the department ~~[council]~~ must use existing reports
 2-50 to gather the information if possible and minimize the reporting
 2-51 burden on agencies to the extent possible.

2-52 (c) The telecommunications planning and oversight council
 2-53 in consultation with the department shall establish plans and
 2-54 policies for a system of telecommunications services [to be managed
 2-55 and operated by the department].

2-56 (d) The telecommunications planning and oversight council
 2-57 in consultation with the department shall develop a statewide
 2-58 telecommunications operating plan for all state agencies. The plan
 2-59 shall implement a statewide network and include technical
 2-60 specifications that are binding on the department.

2-61 (g) Strategic [The telecommunications planning and
 2-62 oversight council shall perform strategic] planning for all state
 2-63 telecommunications services shall be performed in accordance with
 2-64 the guiding principles of the state strategic plan for information
 2-65 resources management.

2-66 SECTION 5. Section 2054.204, Government Code, is amended to
 2-67 read as follows:

2-68 Sec. 2054.204. ~~[DEVELOPMENT OF PLAN FOR STATE]~~
 2-69 TELECOMMUNICATIONS IN STATE STRATEGIC PLAN [NETWORK]. (a) The

3-1 department shall consult with the telecommunications planning and
 3-2 oversight council regarding telecommunications elements of the
 3-3 plan under Section 2054.092. The plan must address matters
 3-4 relating to ~~[shall develop a plan for]~~ a state telecommunications
 3-5 network that will effectively and efficiently meet the long-term
 3-6 requirements of state government for voice, video, and computer
 3-7 communications, with the goal of achieving a single centralized
 3-8 telecommunications network for state government.

3-9 (b) The telecommunications elements of the plan under
 3-10 Section 2054.092 must recognize that all state agencies, including
 3-11 institutions of higher education, are a single entity for purposes
 3-12 of purchasing and the determination of tariffs.

3-13 (c) The telecommunications elements of the plan under
 3-14 Section 2054.092 must incorporate efficiencies obtained through
 3-15 the use of shared transmission services and open systems
 3-16 architecture as they become available, building on existing systems
 3-17 as appropriate. In developing the plan under Section 2054.092, the
 3-18 telecommunications planning and oversight council and the
 3-19 department shall make use of the technical expertise of state
 3-20 agencies, including institutions of higher education.

3-21 SECTION 6. Section 2054.205, Government Code, is amended to
 3-22 read as follows:

3-23 Sec. 2054.205. DEVELOPMENT OF SYSTEM. (a) The
 3-24 telecommunications planning and oversight council in consultation
 3-25 with the department shall develop functional requirements for a
 3-26 statewide system of telecommunications services for all state
 3-27 agencies. Existing networks, as configured on September 1, 1991,
 3-28 of institutions of higher education are exempt from the
 3-29 requirements.

3-30 (b) The department in consultation with the
 3-31 telecommunications planning and oversight council shall develop
 3-32 requests for information and proposals for a statewide system of
 3-33 telecommunications services for all state agencies.

3-34 SECTION 7. Subsections (a) and (b), Section 2054.2051,
 3-35 Government Code, are amended to read as follows:

3-36 (a) The telecommunications planning and oversight council
 3-37 in consultation with the department shall develop service
 3-38 objectives for the consolidated telecommunications system and the
 3-39 centralized capitol complex telephone system.

3-40 (b) The telecommunications planning and oversight council
 3-41 in consultation with the department shall develop performance
 3-42 measures to establish cost-effective operations and staffing of the
 3-43 consolidated telecommunications system and the centralized capitol
 3-44 complex telephone system.

3-45 SECTION 8. Section 2054.207, Government Code, is amended to
 3-46 read as follows:

3-47 Sec. 2054.207. REPORT TO LEGISLATURE. The department
 3-48 shall consult with the telecommunications planning and oversight
 3-49 council regarding information that must be included in the
 3-50 performance report under Section 2054.055 ~~[shall report biennially
 3-51 to the legislature not later than October 1 of each even-numbered
 3-52 year on the status of the current plan for a state
 3-53 telecommunications network and on the progress state government has
 3-54 made towards accomplishing the goals of the plan]~~. The report shall
 3-55 address consolidated telecommunications system performance,
 3-56 centralized capitol complex telephone system performance,
 3-57 telecommunications system needs, and recommended statutory changes
 3-58 to enhance system capability and cost-effectiveness.

3-59 SECTION 9. Subdivision (1), Subsection (a), Section
 3-60 2170.001, Government Code, is amended to read as follows:

3-61 (1) "Telecommunications services" means ~~[intercity]~~
 3-62 communications facilities or services, including local services
 3-63 provided over converged networks. The term does not include single
 3-64 agency point-to-point radio systems or facilities or services of
 3-65 criminal justice information communication systems.

3-66 SECTION 10. Section 2170.002, Government Code, is amended
 3-67 to read as follows:

3-68 Sec. 2170.002. DEPARTMENT RESPONSIBLE FOR OBTAINING
 3-69 TELECOMMUNICATIONS SERVICES. (a) The department is the state

4-1 agency responsible for obtaining telecommunications services.
4-2 (b) Notwithstanding Subsection (a) of this section, Section
4-3 2170.051, or other law, a state agency may choose to procure local
4-4 services either through the department or by using any other
4-5 authorized procurement method. A state agency is not required to
4-6 comply with Section 2170.051(d) in procuring such services.
4-7 SECTION 11. Section 2054.206, Government Code, is repealed.
4-8 SECTION 12. This Act takes effect September 1, 2007.

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