

BILL ANALYSIS

Senate Research Center
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C.S.H.B. 3875
By: Capriglione (Zaffirini)
Business & Commerce
5/18/2019
Committee Report (Substituted)

AUTHOR'S / SPONSOR'S STATEMENT OF INTENT

C.S.H.B. 3875 amends current law relating to cloud compatibility of certain state agency information technology purchases.

RULEMAKING AUTHORITY

This bill does not expressly grant any additional rulemaking authority to a state officer, institution, or agency.

SECTION BY SECTION ANALYSIS

SECTION 1. Amends the heading to Section 2157.007, Government Code, to read as follows:

Sec. 2157.007. CLOUD COMPUTING SERVICE.

SECTION 2. Amends Section 2157.007, Government Code, by amending Subsections (a) and (b) and adding Subsections (b-1) and (b-2), as follows:

(a) Defines "cloud computing service" and "major information resources project" for purposes of this section.

(b) Requires a state agency, except as provided by Subsection (b-1), to ensure, when making purchases for an automated information system or a major information resources project, that the system or project is capable of being deployed and run on cloud computing services, rather than requiring a state agency to consider cloud computing service options, including any security benefits and cost savings associated with purchasing those service options from a cloud computing service provider and from a statewide technology center established by the Department of Information Resources, when making purchases for a major information resources project under Section 2054.118 (Major Information Resources Project).

(b-1) Authorizes a state agency, when making a purchase for an automated information system or a major information resources project, to determine that, due to integration limitations with legacy systems, security risks, or costs, the agency is unable to purchase a system or project capable of being deployed and run on cloud computing services.

(b-2) Requires the agency, at least 14 days before the date a state agency solicits bids, proposals, offers, or other applicable expressions of interest for a purchase described by Subsection (b-1), to submit to the Legislative Budget Board for the purchase of an automated information system or to the quality assurance team as defined by Section 2054.003 (Definitions) for the purchase of a major information resources project a report that describes the purchase and the agency's reasoning for making the purchase.

SECTION 3. Makes application of Section 2157.007, Government Code, as amended by this Act, prospective.

SECTION 4. Effective date: September 1, 2019.