

AN ACT

relating to legislative oversight and funding of improvement and modernization projects for state agency information resources.

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

SECTION 1. Subchapter Q, Chapter 2054, Government Code, is amended by adding Sections 2054.577 and 2054.578 to read as follows:

Sec. 2054.577. TECHNOLOGY IMPROVEMENT AND MODERNIZATION FUND. (a) The technology improvement and modernization fund is a special fund in the state treasury outside the general revenue fund.

(b) The fund consists of:

(1) money transferred or deposited to the credit of the fund at the direction of the legislature;

(2) money received from the federal government for the purposes of improving and modernizing state agency information resources;

(3) gifts, donations, and grants to the fund, including federal grants; and

(4) interest earned on the investment of money in the fund.

(c) Money in the fund:

(1) may be used to improve and modernize state agency information resources, including legacy system projects and

1 cybersecurity projects; and

2 (2) may not be used to replace money appropriated to a  
3 state agency for the purposes of operating and maintaining state  
4 agency information resources or reduce the amount of money  
5 appropriated to a state agency for those purposes.

6 (d) Section 404.071 does not apply to the fund.

7 (e) In this section, "state agency" has the meaning assigned  
8 by Section 2052.101.

9 Sec. 2054.578. JOINT OVERSIGHT COMMITTEE ON INVESTMENT IN  
10 INFORMATION TECHNOLOGY IMPROVEMENT AND MODERNIZATION PROJECTS.

11 (a) In this section:

12 (1) "Committee" means the Joint Oversight Committee on  
13 Investment in Information Technology Improvement and Modernization  
14 Projects.

15 (2) "State agency" has the meaning assigned by Section  
16 2052.101.

17 (b) The committee is created to review investment and  
18 funding strategies for projects to improve or modernize state  
19 agency information resources technologies.

20 (c) The committee is composed of six members as follows:

21 (1) three members of the senate appointed by the  
22 lieutenant governor; and

23 (2) three members of the house of representatives  
24 appointed by the speaker of the house of representatives.

25 (d) The presiding officer of the committee shall alternate  
26 annually between:

27 (1) a member of the senate appointed by the lieutenant

1 governor; and

2 (2) a member of the house of representatives appointed  
3 by the speaker of the house of representatives.

4 (e) A vacancy on the committee shall be filled in the same  
5 manner as the original appointment.

6 (f) The committee biennially shall provide a written report  
7 to the legislature that:

8 (1) identifies:

9 (A) existing and planned projects to improve or  
10 modernize state agency information resources technologies; and

11 (B) the method of funding for each project  
12 identified by the committee under Paragraph (A); and

13 (2) includes:

14 (A) a determination by the committee of the  
15 amount necessary to fully fund each project identified under  
16 Subdivision (1) to completion; and

17 (B) strategies developed by the committee to  
18 ensure a long-term investment solution for projects to improve or  
19 modernize state agency information resources technologies is in  
20 place, including strategies to:

21 (i) access the full amount of federal money  
22 available for those projects; and

23 (ii) use information gathered by the  
24 department during previous projects to improve the management,  
25 oversight, and transparency of future projects.

26 (g) The department shall provide staff support for the  
27 committee.

1       (h) The committee:

2           (1) has the powers of a joint committee; and

3           (2) may obtain funding in the same manner as a joint  
4 committee.

5       (i) The rules adopted by the 87th Legislature for the  
6 administration of joint committees apply to the committee to the  
7 extent the rules are consistent with this section.

8       (j) The committee is abolished and this section expires  
9 September 1, 2026.

10       SECTION 2. (a) Not later than October 1, 2022, each state  
11 agency in the executive and legislative branches of state  
12 government, using money appropriated to the agency by this state,  
13 shall prepare an agency-wide plan outlining the manner in which the  
14 agency intends to transition its information technology and  
15 data-related services and capabilities into a more modern,  
16 integrated, secure, and effective technological environment.

17       (b) Not later than March 31, 2022, the Joint Oversight  
18 Committee on Investment in Information Technology Improvement and  
19 Modernization Projects, in consultation with the Department of  
20 Information Resources, shall prescribe the form, contents, and  
21 manner of submission of the plan required under Subsection (a) of  
22 this section.

23       (c) Each state agency shall submit the plan developed under  
24 this section to the:

25           (1) Department of Information Resources;

26           (2) Joint Oversight Committee on Investment in  
27 Information Technology Improvement and Modernization Projects; and

1           (3) standing committees of the senate and house of  
2 representatives with primary jurisdiction over state agency  
3 information technology.

4           SECTION 3. (a) In this section, "committee" means the Joint  
5 Oversight Committee on Investment in Information Technology  
6 Improvement and Modernization Projects.

7           (b) The lieutenant governor and the speaker of the house of  
8 representatives shall make appointments to the committee not later  
9 than the 30th day after the effective date of this Act.

10          (c) The speaker of the house of representatives shall  
11 appoint the initial presiding officer of the committee.

12          SECTION 4. This Act takes effect immediately if it receives  
13 a vote of two-thirds of all the members elected to each house, as  
14 provided by Section 39, Article III, Texas Constitution. If this  
15 Act does not receive the vote necessary for immediate effect, this  
16 Act takes effect September 1, 2021.

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President of the Senate

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Speaker of the House

I certify that H.B. No. 4018 was passed by the House on May 11, 2021, by the following vote: Yeas 120, Nays 22, 2 present, not voting; and that the House concurred in Senate amendments to H.B. No. 4018 on May 28, 2021, by the following vote: Yeas 117, Nays 26, 1 present, not voting.

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Chief Clerk of the House

I certify that H.B. No. 4018 was passed by the Senate, with amendments, on May 27, 2021, by the following vote: Yeas 30, Nays 1.

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Secretary of the Senate

APPROVED: \_\_\_\_\_

Date

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Governor