

# ALASKA STATE LEGISLATURE

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## SENATOR JAMES KAUFMAN

### Sectional Analysis for SB 38 - Bill Version A

**"An Act establishing the office of information technology; relating to information technology projects undertaken by state agencies; and providing for an effective date."**

**Section 1.** Adds a new article to AS 44.21

**New section, AS 44.21.600:** Creates the Office of Information Technology (OIT) within the Department of Administration (DOA) and names the director of the office as the Chief Information Officer (CIO).

**New Section 44.21.610:** Establishes the duties of the OIT and the duties of the CIO.

Empowers OIT to oversee all information technology (IT) services and resources in the executive branch, manage a standardized IT acquisition, management, and security systems, manage IT security processes, oversee and ensure that IT projects are completed on time and with minimal change orders.

Establishes that the CIO is responsible for reviewing, approving or rejecting, and monitoring all IT projects in the executive branch, ensuring that each project aligns with the rules and procedures established by the office. Further, it permits the CIO to employ a Chief Information Security Officer (CISO) to assist the CIO.

Requires the CIO to prepare biennial IT plans that document all IT project requirements. Any changes to the requirements must be documented in an updated plan that discusses the reasons for the change.

Allows the CIO to adopt necessary regulations.

**New Section 44.21.620:** Outlines the processes for the approval, suspension, or cancellation of IT projects.

Establishes the process for the CIO approve or reject IT project proposed by state agencies. Also establishes suspension and cancellation processes for projects that do not meet quality assurance standards, as well as an appeals process.

Establishes the requirements for IT project contracts between state agencies and private entities, requiring them to include performance review and accountability mechanisms.

**New Section 44.21.630:** Outlines the standards for IT project management,

Empowers the CIO to determine standards for the documentation, reporting, and management processes of IT projects.

Establishes standards for designating projects as Major IT Projects or Minor IT Projects.

**New Section 44.21.640:** Empowers the CIO to establish IT purchasing standards in accordance with state procurement code.

**New Section 44.21.650:** Establishes framework to allow exemptions to process and standards. Allows the CIO to enter into a written agreement with a state agency that outlines requirements and obligations in order for the agency's IT project to be exempt from one or more of the requirements laid out in this act.

**New Section 44.21.660:** Establishes definitions for terms used in AS 44.21.600-44.21.660

*Change request* means a formal proposal requesting deviations in the project processes, cost, scope, or timeline.

*Director* means the director of the office of information technology (referred to throughout this sectional as the CIO).

*Information technology project* means an effort of defined and limited duration that implements, effects a change in, or addresses a risk to processes, services, security, systems, records, data, human resources, or architecture related to technology used for the processing and transmission of information.

*Information technology project* does not include a broadband project managed by the office of broadband under AS 44.33.910

*Major information technology project* means an information technology project undertaken by a state agency that has a total lifetime cost of ownership of \$5,000,000 or more or an information technology project jointly undertaken by two or more state agencies.

*Minor information technology project* means an information technology project undertaken by a single state agency that has a total lifetime cost of ownership of less than \$5,000,000.

*Office* means the office of information technology.

*State agency* has the meaning given to "state agencies" in AS 44.21.390.

**Section 2.** Requires the Department of Administration to adopt regulations necessary to implement this legislation.

**Section 3.** Establishes an immediate effective date for the drafting of regulations specified in Section 2 of this bill.

**Section 4.** Establishes an effective date of January 1, 2026, for Section 1 of this bill.