

# House Bill 4030

Sponsored by Representative FREEMAN, Senator BATES (Pre-session filed.)

## SUMMARY

The following summary is not prepared by the sponsors of the measure and is not a part of the body thereof subject to consideration by the Legislative Assembly. It is an editor's brief statement of the essential features of the measure **as introduced**.

Establishes Task Force on Information Technology Project Accountability. Prescribes membership and duties for task force.

Sunsetts task force on date of convening of 2016 regular session of Legislative Assembly.

Declares emergency, effective on passage.

## A BILL FOR AN ACT

1  
2 Relating to accountability for information technology projects; and declaring an emergency.

3 **Be It Enacted by the People of the State of Oregon:**

4 **SECTION 1. (1) The Task Force on Information Technology Project Accountability is es-**  
5 **ablished, consisting of 15 members appointed as follows:**

6 (a) **The President of the Senate shall appoint two members from among members of the**  
7 **Senate, one from each caucus within the Senate.**

8 (b) **The Speaker of the House of Representatives shall appoint two members from among**  
9 **members of the House of Representatives, one from each caucus within the House of Rep-**  
10 **resentatives.**

11 (c) **The Governor shall appoint nine members as follows:**

12 (A) **The State Chief Information Officer;**

13 (B) **The Director of the Oregon Department of Administrative Services;**

14 (C) **The Director of Transportation;**

15 (D) **The Director of the Employment Department;**

16 (E) **The Director of the Oregon Health Authority;**

17 (F) **Two representatives of major information technology corporations that have head-**  
18 **quarters or business operations within this state; and**

19 (G) **Two representatives of information technology corporations that have headquarters**  
20 **or business operations within this state and that conduct quality assurance or quality man-**  
21 **agement reviews as a major or sole focus of each corporation's business.**

22 (d) **The Secretary of State shall appoint an employee of the office of the Secretary of**  
23 **State with expertise in conducting performance audits.**

24 (e) **The Attorney General shall appoint an employee of the Business Transactions Section**  
25 **of the office of the Attorney General with expertise in information technology procurements.**

26 (2) **The task force shall:**

27 (a) **Conduct audits, investigations, examinations or other reviews of troubled or failed**  
28 **state information technology projects to learn the sources or causes of the troubles or fail-**  
29 **ures;**

30 (b) **Seek opinions and recommendations from a wide range of experts as to best practices**

**NOTE:** Matter in **boldfaced** type in an amended section is new; matter *[italic and bracketed]* is existing law to be omitted. New sections are in **boldfaced** type.

1 for procurement, contract administration, quality management and project management and  
 2 other practices that will ensure consistently successful implementation of information tech-  
 3 nology projects;

4 (c) Recommend changes in procurement and contract administration policies and prac-  
 5 tices among state contracting agencies that the task force considers necessary to ensure  
 6 consistently successful implementation of information technology projects;

7 (d) Recommend and devise a role for oversight and monitoring of information technology  
 8 projects by the Legislative Assembly or a legislative service agency; and

9 (e) Recommend changes in administrative rules or legislation that the task force con-  
 10 siders necessary to ensure consistently successful implementation of information technology  
 11 projects.

12 (3) The task force may:

13 (a) Obtain contracts, progress reports, invoices, official communications and other doc-  
 14 umentation for troubled or failed state information technology projects;

15 (b) Hear testimony from participants in troubled or failed information technology  
 16 projects concerning practices used and successes and failures the information technology  
 17 projects experienced;

18 (c) Hear testimony or presentations from experts in procurement and contract adminis-  
 19 tration concerning best practices;

20 (d) Study or examine best practices for procurement, contract administration, quality  
 21 management, project management and related fields of expertise in other states or jurisdic-  
 22 tions or among private organizations; and

23 (e) Take any other action that is reasonably necessary to carry out the purposes set  
 24 forth in subsection (2) of this section.

25 (4) A majority of the voting members of the task force constitutes a quorum for the  
 26 transaction of business.

27 (5) Official action by the task force requires the approval of a majority of the voting  
 28 members of the task force.

29 (6) The task force shall elect one of its members to serve as chairperson.

30 (7) If there is a vacancy for any cause, the appointing authority shall make an appoint-  
 31 ment to become immediately effective.

32 (8) The task force shall meet at times and places specified by the call of the chairperson  
 33 or of a majority of the voting members of the task force.

34 (9) The task force may adopt rules necessary for the operation of the task force.

35 (10) The task force shall submit a report in the manner provided by ORS 192.245, and  
 36 may include recommendations for legislation, to the Joint Legislative Committee on Infor-  
 37 mation Management and Technology established under ORS 171.852 not later than October  
 38 1, 2015.

39 (11) The Oregon Department of Administrative Services shall provide staff support to the  
 40 task force.

41 (12) Members of the task force who are not members of the Legislative Assembly are not  
 42 entitled to compensation, but may be reimbursed for actual and necessary travel and other  
 43 expenses incurred by them in the performance of their official duties in the manner and  
 44 amounts provided for in ORS 292.495. Claims for expenses incurred in performing functions  
 45 of the task force shall be paid out of funds appropriated to the Oregon Department of Ad-

1 **ministrative Services for purposes of the task force.**

2 **(13) All agencies of state government, as defined in ORS 174.111, are directed to assist**  
3 **the task force in the performance of its duties and, to the extent permitted by laws relating**  
4 **to confidentiality, to furnish such information and advice as the members of the task force**  
5 **consider necessary to perform their duties.**

6 **SECTION 2. Section 1 of this 2014 Act is repealed on the date of the convening of the 2016**  
7 **regular session of the Legislative Assembly as specified in ORS 171.010.**

8 **SECTION 3. This 2014 Act being necessary for the immediate preservation of the public**  
9 **peace, health and safety, an emergency is declared to exist, and this 2014 Act takes effect**  
10 **on its passage.**

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