

# Enrolled Senate Bill 31

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CHAPTER .....

AN ACT

Relating to Enterprise Information Services; creating new provisions; and amending ORS 276A.203, 276A.253, 276A.323, 276A.326, 276A.335, 276A.503, 276A.506, 276A.515 and 403.450.

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

**SECTION 1.** ORS 276A.203 is amended to read:

276A.203. (1) The [*office of the State Chief Information Officer*] **office of Enterprise Information Services** is established in the Oregon Department of Administrative Services. **The office shall be managed by the State Chief Information Officer. The office shall direct, coordinate and oversee** [*for the purpose of directing, coordinating and overseeing*] state information technology and telecommunications in accordance with ORS 276A.206 and other statutes, rules and policies that govern the state's or state agencies' budgeting, planning, acquiring, managing, overseeing and using telecommunications and information technology.

(2) The Governor shall appoint the State Chief Information Officer, who serves at the pleasure of the Governor. The State Chief Information Officer may adopt rules in accordance with ORS chapter 183 to exercise and carry out the duties, functions and powers committed to the State Chief Information Officer under ORS 276A.206 and other statutes, rules or policies that commit functions to the State Chief Information Officer.

(3) The State Chief Information Officer must be a person who, by training and experience, is well qualified to:

(a) Perform the duties that the Governor specifies; and

(b) Carry out the functions specified in ORS 276A.206 and in other statutes, rules or policies that commit functions to the State Chief Information Officer.

(4)(a) The State Chief Information Officer shall:

(A) Serve as the Governor's chief advisor concerning information resources, information technology, information systems, geographic information systems, information systems security and telecommunications.

(B) Implement and maintain an information technology governance program for the executive department.

(C) Adopt rules, policies and standards for budgeting, planning, acquiring, installing, operating and overseeing telecommunications and information technology for the executive department.

(D) Review and make recommendations to the Governor and the Legislative Assembly concerning state agency information technology budget requests.

(E) Adopt plans, rules, policies and standards for the executive department concerning geographic information systems and geographic data.

(F) Adopt state information systems security plans, rules, policies and standards for the executive department.

(G) Assess state agencies each biennium to evaluate compliance with the State Chief Information Officer's rules, policies and standards and provide results of the assessments to the Governor and to the Joint Legislative Committee on Information Management and Technology.

(H) Develop and promote training programs in information technology, information systems security, geographic information systems, enterprise architecture and project and portfolio management.

(I) Enhance sharing and coordination among federal, tribal, regional, state government and local government entities in this state with respect to geographic information systems and geographic data.

(J) Oversee information technology and telecommunications procurements as provided in ORS 279A.050 (7).

(K) Conduct a market analysis each biennium to determine whether the state data center is the most effective and efficient method for providing information technology and information resources to state agencies and other users. In conducting the market analysis, the State Chief Information Officer shall consider best practices and trends among federal, state and local government entities and the extent to which new or emerging technologies affect how the state provides information technology and information resources. The State Chief Information Officer shall provide the results of the analysis to the Governor and to the Joint Legislative Committee on Information Management and Technology and may recommend changes in the information technology and information resources that the state data center provides or in methods that the state data center uses to provide information technology and information resources.

(L) Identify information technology services that the State Chief Information Officer recommends for design, delivery and management as enterprise or shared information technology services and, each biennium, report to the Governor and the Joint Legislative Committee on Information Management and Technology concerning the status of new enterprise or shared information technology services.

(M) Adopt or update each biennium an Enterprise Information Resources Management Strategy for the state. In addition to the functions described in ORS 276A.236, the Enterprise Information Resources Management Strategy must provide for integrating statewide technology initiatives, ensuring compliance with information technology rules, policies and standards, promoting coordination, consolidation and alignment of information resources and technologies and effectively managing the state's and state agencies' information technology portfolios. In developing the Enterprise Information Resources Management Strategy, the State Chief Information Officer shall consult with and consider advice and suggestions from the department, state agencies and local governments, from private sector information technology experts, from the Legislative Fiscal Officer, from the Joint Legislative Committee on Information Management and Technology or from individual members of the Legislative Assembly that the President of the Senate and the Speaker of the House of Representatives appoint for the purpose of consulting with the State Chief Information Officer under this subsection.

(N) Identify and recommend to the Governor, within the State Chief Information Officer's biennial budget request, resources that are necessary to implement the Enterprise Information Resources Management Strategy.

(O) Develop standards, protocols and procedures for executive department agencies to use in searching for and identifying requested public records that are retained in electronic form and to use in fulfilling public records requests that seek records in electronic form.

(b) As used in this subsection:

(A) "Executive department" has the meaning given that term in ORS 174.112, except that "executive department" does not include the Secretary of State in performing the duties of the

constitutional office of Secretary of State or the State Treasurer in performing the duties of the constitutional office of State Treasurer.

(B) "Geographic data" means digital data that consist of geographic or projected map coordinate values, identification codes and associated descriptive data to locate and describe boundaries or features on, above or below the surface of the earth, demographic data or related data.

(C) "Geographic information system" means hardware, software, and data for capturing, managing, analyzing and displaying geographic data.

(D) "Information system" means computers, hardware, software, storage media, networks, operational procedures and processes used in collecting, processing, storing, sharing or distributing information within, or with any access beyond ordinary public access to, the state's shared computing and network infrastructure.

(E) "State government" has the meaning given that term in ORS 174.111.

(5) The State Chief Information Officer may:

(a) Organize and reorganize the [*office of the State Chief Information Officer*] **office of Enterprise Information Services** in the manner the State Chief Information Officer considers necessary to conduct the work of the [*office of the State Chief Information Officer*] **office of Enterprise Information Services** properly.

(b) Divide the [*office of the State Chief Information Officer*] **office of Enterprise Information Services** into administrative programs, units or sections and appoint an individual to administer each program, unit or section that the State Chief Information Officer establishes under this subsection. The individual the State Chief Information Officer appoints serves at the pleasure of the State Chief Information Officer and must be well qualified by technical training and experience in the functions the individual will perform. The State Chief Information Officer's actions under this paragraph are subject to ORS chapter 240.

(c) Appoint subordinate officers and employees of the [*office of the State Chief Information Officer*] **office of Enterprise Information Services**, prescribe the officers' and employees' duties and fix compensation for the officers and employees. The State Chief Information Officer's actions under this paragraph are subject to ORS chapter 240.

(d) Delegate to an employee of the [*office of the State Chief Information Officer*] **office of Enterprise Information Services** or to another individual any duty, function or power that the State Chief Information Officer may exercise or perform under ORS 276A.206 or under other statutes, rules or policies that commit functions to the State Chief Information Officer. For the purpose of performing an official act in the State Chief Information Officer's name, the State Chief Information Officer may delegate a duty, function or power by means of an interagency agreement, an intergovernmental agreement in accordance with ORS chapter 190 or a contract. An official act that an individual performs in the name of the State Chief Information Officer under a delegation from the State Chief Information Officer under this paragraph is an official act of the State Chief Information Officer.

**SECTION 2.** ORS 276A.253, as amended by section 5, chapter 10, Oregon Laws 2020 (second special session), is amended to read:

276A.253. (1)(a) The State Chief Information Officer shall maintain and make available an Oregon transparency website. The website must allow any person to view information that is a public record and is not exempt from disclosure under ORS 192.311 to 192.478, including but not limited to information described in subsection (3) of this section. The State Chief Information Officer shall provide on the home page of the website a method for users to offer suggestions regarding the form or content of the website.

(b) The Oregon Department of Administrative Services shall assist the State Chief Information Officer in performing duties under paragraph (a) of this subsection to the extent the State Chief Information Officer deems the assistance necessary.

(2) State agencies and education service districts, to the extent practicable and subject to laws relating to confidentiality, when at no additional cost, using existing data and existing resources of the state agency or education service district and without reallocation of resources, shall:

(a) Furnish information to the Oregon transparency website by posting reports and providing links to existing information system applications in accordance with standards that the State Chief Information Officer establishes; and

(b) Provide the information in the format and manner that the State Chief Information Officer requires.

(3) To the extent practicable and subject to laws relating to confidentiality, when at no additional cost, using existing data and existing resources of the state agency or education service district and without reallocation of resources, the Oregon transparency website must contain information about each state agency and education service district, including but not limited to:

(a) Annual revenues of state agencies and education service districts;

(b) Annual expenditures of state agencies and education service districts;

(c) Annual human resources expenses, including compensation, of state agencies and education service districts;

(d) Annual tax expenditures of state agencies, including, when possible, the identity of the recipients of each tax expenditure;

(e) For each state agency, a description of the percentage of expenditures made in this state and the percentage of expenditures made outside this state under all contracts for goods or services the state agency enters into during each biennium;

(f) A prominently placed graphic representation of the primary funding categories and approximate number of individuals that the state agency or the education service district serves;

(g) A description of the mission, function and program categories of the state agency or education service district;

(h) A copy of any audit report that the Secretary of State issues for the state agency or the education service district;

(i) The local service plans of the education service districts;

(j) A copy of each report required by statute for education service districts; and

(k) A copy of all notices of public meetings of the education service districts.

(4) In addition to the information described in subsection (3) of this section:

(a) The State Chief Information Officer shall post on the Oregon transparency website notices of public meetings the state agency must provide under ORS 192.640. If the state agency maintains a website where minutes or summaries of the public meetings are available, the state agency shall provide the State Chief Information Officer with the link to the state agency website for posting on the Oregon transparency website.

(b) The State Chief Information Officer shall post on the Oregon transparency website a link for the website that the Secretary of State maintains for rules that the state agency adopts. If the state agency maintains a website where the state agency posts the rules, or where any information relating to the rules of the agency is posted, the state agency shall provide the State Chief Information Officer with the link to the website for posting on the Oregon transparency website.

(c) The State Chief Information Officer shall provide links on the Oregon transparency website for information that the State Chief Information Officer receives concerning contracts and subcontracts that a state agency or education service district enters into, to the extent that disclosing the information is allowed by law and the information is already available on websites that the state agency or education service district maintains. To the extent available, the information to which the State Chief Information Officer links under this section must include:

(A) Information on professional, personal and material contracts;

(B) The date of each contract and the amount payable under the contract;

(C) The period during which the contract is or was in effect; and

(D) The names and addresses of vendors.

(d) The State Chief Information Officer shall provide an economic development section on the Oregon transparency website for posting of information submitted to the State Chief Information Officer by state agencies responsible for administering specific economic development programs. The section shall include, but not be limited to, the following information, if it is already collected or

available within an existing database maintained by the state agency in the course of administering the economic development program:

(A) The names of filmmakers or companies that have received reimbursements from the Oregon Production Investment Fund under ORS 284.368 and the amount of each reimbursement;

(B) The amount of revenue bonds issued under ORS 285A.430 for the Beginning and Expanding Farmer Loan Program, the names of persons who received loans under the program and the amount of the loan;

(C) The names of persons who received grants, loans or equity investments from the Oregon Innovation Council under ORS 284.742 and the purpose and amount of the grant, loan or equity investment;

(D) Copies of, or links to, annual reports required to be filed under ORS 285C.615 under the strategic investment program;

(E) Copies of, or links to, annual certifications required to be filed under ORS 285C.506 for the business development income tax exemption; and

(F) Information required to be posted on the Oregon transparency website under ORS 276A.256.

(e) The information reported under paragraph (d) of this subsection:

(A) May not include proprietary information; and

(B) Shall be provided to the State Chief Information Officer by the state agency in the format and manner required by the State Chief Information Officer.

(f) The State Chief Information Officer shall post on the Oregon transparency website information describing the process for requesting copies of public records from a public body, including a link to the public records section of the Department of Justice webpage. At the request of a state agency or education service district, the State Chief Information Officer shall include a link to a location on the webpage of the agency or district that describes the process for requesting public records from the agency or district.

(5) In operating, refining and recommending enhancements to the Oregon transparency website, the State Chief Information Officer and the Transparency Oregon Advisory Commission created in ORS 276A.259 shall consider and, to the extent practicable, adhere to the following principles:

(a) The website must be accessible without cost and be easy to use;

(b) Information included on the Oregon transparency website must be presented using plain, easily understandable language; and

(c) The website should teach users about how state government and education service districts work and provide users with the opportunity to learn something about how state government and education service districts raise and spend revenue.

(6) If a state agency or an education service district is not able to include information described in this section on the Oregon transparency website because of the lack of availability of information or cost in acquiring information, the Transparency Oregon Advisory Commission created in ORS 276A.259 shall list the information that is not included for the state agency or education service district in the commission's report to the Legislative Assembly required under ORS 276A.259.

(7)(a) For the purpose of providing transparency in the revenues, expenditures and budgets of the following entities, the State Chief Information Officer shall include on the Oregon transparency website a page that provides links to websites established by:

(A) Local governments, as defined in ORS 174.116.

(B) Special government bodies, as defined in ORS 174.117.

(C) Semi-independent state agencies listed in ORS 182.454.

(D) Public universities listed in ORS 352.002.

(E) Public university statewide programs operated by a public university listed in ORS 352.002.

(F) The Oregon Health and Science University.

(G) The Oregon Tourism Commission.

(H) The Oregon Film and Video Office.

(I) The Travel Information Council.

(J) The Children's Trust Fund of Oregon Foundation.

- (K) Oregon Corrections Enterprises.
- (L) The State Accident Insurance Fund Corporation.
- (M) The Oregon Utility Notification Center.

(N) Any public corporation created under a statute of this state and specifically designated as a public corporation.

(b) The State Chief Information Officer shall include a link to an entity's website after receiving a request from the entity and shall consider recommendations from the Transparency Oregon Advisory Commission for including other links to websites of the entities listed in paragraph (a) of this subsection.

(c) At the request of any local government, as defined in ORS 174.116, or special government body, as defined in ORS 174.117, the State Chief Information Officer shall include on the Oregon transparency website notices of public meetings required to be provided under ORS 192.640 by the local government or special government body. The local government or special government body must submit public meeting notice information in the format and manner required by the State Chief Information Officer.

(d) The *[office of the State Chief Information Officer]* **office of Enterprise Information Services** shall include a prominent link on the home page of the Oregon transparency website for information posted to the page described in paragraph (a) of this subsection.

(8) Nothing in this section prohibits the State Chief Information Officer or the Oregon Department of Administrative Services from incurring costs or requesting additional resources to develop, maintain or enhance the Oregon transparency website.

**SECTION 3.** ORS 276A.323 is amended to read:

276A.323. (1) As used in this section:

(a) "Executive department" has the meaning given that term in ORS 174.112, except that "executive department" does not include:

- (A) The Secretary of State.
- (B) The State Treasurer.
- (C) The Attorney General.
- (D) The Oregon State Lottery.
- (E) Public universities listed in ORS 352.002.

(b) "State agency" means an agency, as defined in ORS 183.310, in the executive department.

(2) All state agencies shall:

(a) Cooperate with the *[office of the State Chief Information Officer]* **office of Enterprise Information Services** in the implementation of a continuing statewide agency-by-agency risk-based information technology security assessment and remediation program.

(b) Cooperate in the development of, and follow, the plans, rules, policies and standards adopted by the State Chief Information Officer with regard to the unification of agency information technology security functions in this state.

(c) Conduct and document the completion of annual information technology security awareness training for all agency employees.

(d) Report security metrics using methodologies developed by the *[office of the State Chief Information Officer]* **office of Enterprise Information Services**.

(e) Participate in activities coordinated by the *[office of the State Chief Information Officer]* **office of Enterprise Information Services** in order to better understand and address security incidents and critical cybersecurity threats to the state.

(3) The State Chief Information Officer shall determine and allocate the costs to state agencies associated with providing information technology services, third-party security evaluations, vulnerability assessments and remediation measures. State agencies shall pay the costs to the State Chief Information Officer in the same manner as the state agency pays other claims. The State Chief Information Officer shall deposit into the State Information Technology Operating Fund established under ORS 276A.209 all moneys that the State Chief Information Officer receives from state agencies

for purposes of providing information technology services and administering and enforcing the duties, functions and powers under this section.

**SECTION 4.** ORS 276A.326 is amended to read:

276A.326. (1) The Oregon Cybersecurity Advisory Council is established within the [office of the State Chief Information Officer] **office of Enterprise Information Services**. The council consists of nine voting members appointed by the State Chief Information Officer in consultation with the Governor. A majority of the council's voting members must be representatives of cyber-related industries in Oregon. The voting members of the council must include at least one representative of post-secondary institutions of education and one representative of public law enforcement agencies in Oregon.

(2) The State Chief Information Officer may appoint nonvoting members to the council from:

- (a) The Department of Justice;
- (b) The office of the Secretary of State;
- (c) The Office of Emergency Management;
- (d) The Department of Consumer and Business Services;
- (e) The Higher Education Coordinating Commission;
- (f) The State Workforce and Talent Development Board;
- (g) The Employment Department;
- (h) The Oregon Business Development Department; or
- (i) Any local, county, state, regional, tribal or federal government partner.

(3) The State Chief Information Officer shall provide administrative and staff support and facilities as necessary for the council to carry out the purposes set forth in this section.

(4) The purposes of the council are to:

- (a) Serve as the statewide advisory body to the State Chief Information Officer on cybersecurity.
- (b) Provide a statewide forum for discussing and resolving cybersecurity issues.
- (c) Provide information and recommend best practices concerning cybersecurity and resilience measures to public and private entities.
- (d) Coordinate cybersecurity information sharing and promote shared and real-time situational awareness between the public and private sectors in this state.

(e) Encourage the development of the cybersecurity workforce through measures including, but not limited to, competitions aimed at building workforce skills, disseminating best practices, facilitating cybersecurity research and encouraging industry investment and partnership with post-secondary institutions of education and other career readiness programs.

(5) The council may adopt rules necessary for the operation of the council.

(6)(a) A majority of the voting members of the council constitutes a quorum for the transaction of business.

(b) Official action by the council requires the approval of a majority of the voting members of the council.

(7) The State Chief Information Officer shall appoint one member of the council to serve as chairperson and one member of the council to serve as vice chairperson.

(8)(a) The term of office of each voting member of the council is four years, but a member serves at the pleasure of the State Chief Information Officer.

(b) Before the expiration of the term of a voting member, the State Chief Information Officer, in consultation with the Governor, shall appoint a successor whose term begins on July 1 following the appointment. A voting member is eligible for reappointment.

(c) A nonvoting member's term of office is two years. A nonvoting member is eligible for reappointment.

(d) If there is a vacancy for any cause, the State Chief Information Officer, in consultation with the Governor, shall make an appointment to become immediately effective for the unexpired term.

(9) The council shall meet at times and places specified by the call of the chairperson or a majority of the voting members of the council.

(10) Members of the council who are not members of the Legislative Assembly are not entitled to compensation, but the State Chief Information Officer may reimburse a member of the council for actual and necessary travel and other expenses incurred in performing the member's official duties, in the manner and amounts provided for in ORS 292.495, from funds appropriated to the State Chief Information Officer for purposes of the council.

(11) All agencies of state government, as defined in ORS 174.111, are directed to assist the council in the performance of the council's duties and, to the extent permitted by laws relating to confidentiality, shall furnish information and advice the council considers necessary to perform the council's duties.

**SECTION 5.** ORS 276A.335 is amended to read:

276A.335. (1) The *[office of the]* State Chief Information Officer may accept from the United States Government or any of its agencies any funds that are made available to the state for carrying out the purposes of ORS 276A.323 to 276A.335, regardless of whether the funds are made available by grant, loan or other financing arrangement. Under the authority granted by ORS chapter 190, the *[office of the]* State Chief Information Officer may enter into agreements and other arrangements with the United States Government or any of its agencies as may be necessary, proper and convenient for carrying out the purposes of ORS 276A.323 to 276A.335.

(2) The *[office of the State Chief Information Officer]* **office of Enterprise Information Services** may accept from any source any grant, donation, gift or other form of conveyance of land, money, real or personal property or other valuable thing made to the state or the *[office of the State Chief Information Officer]* **office of Enterprise Information Services** for carrying out the purposes of ORS 276A.323 to 276A.335.

(3) Any cybersecurity initiative, consistent with the purposes of ORS 276A.323 to 276A.335, may be financed in whole or in part by contributions of any funds or property made by any private entity or unit of government that is a party to any agreement entered into under the authority of the *[office of the State Chief Information Officer]* **office of Enterprise Information Services**.

(4) The State Chief Information Officer shall deposit into the State Information Technology Operating Fund established under ORS 276A.209 all moneys received under this section.

**SECTION 6.** ORS 276A.503 is amended to read:

276A.503. (1) The Oregon Geographic Information Council is established within the *[office of the State Chief Information Officer]* **office of Enterprise Information Services**. The State Chief Information Officer shall provide administrative and staff support and facilities that are necessary for the council to carry out the purposes set forth in this section. The purposes of the council are to:

(a) Serve as the statewide governing body for sharing and managing geospatial framework data;

(b) Oversee the preparation and maintenance of a plan to enhance geographic framework information sharing and management and to enhance coordination with respect to geographic framework information among public bodies within this state; and

(c) Coordinate geospatial framework data sharing and management that occurs among public bodies.

(2) The membership of the council consists of:

(a) Two members of the Legislative Assembly appointed as follows:

(A) The President of the Senate shall appoint one member from the Senate who has an interest in geographic information systems and in enhancing geospatial framework data sharing among public bodies; and

(B) The Speaker of the House of Representatives shall appoint one member from the House of Representatives who has an interest in geographic information systems and in enhancing geospatial framework data sharing among public bodies.

(b) The following members appointed by the Governor:

(A) One member who represents Indian tribes, as defined in ORS 97.740;

(B) One member who represents the Association of Oregon Counties;

(C) One member who represents the League of Oregon Cities;

(D) One member who represents the Special Districts Association of Oregon;



(E) One member who represents regional governments or councils of government within this state;

(F) One member who represents the Oregon State Association of County Assessors;

(G) One member who represents a public safety answering point, as defined in ORS 403.105, within this state;

(H) One member who represents the public universities listed in ORS 352.002;

(I) One member who represents a federal agency that is concerned with collecting, managing or disseminating geospatial framework data;

(J) One member who represents a public utility within this state;

(K) One member who is a geographic information systems manager for a county or city in this state;

(L) One member who represents the public and who has an interest in geographic information systems and in enhancing geospatial framework data sharing among public bodies;

(M) The state geographic information officer that the State Chief Information Officer appoints under ORS 276A.515;

(N) One member who represents a nonprofit professional organization with an interest in geographic information systems and in enhancing geospatial data sharing among public bodies;

(O) Three members from state agencies with responsibility for water, land, air quality, natural resources or infrastructure;

(P) Two members from state agencies with responsibilities for public health, human services, education or economic or community development; and

(Q) Two members from state agencies with responsibility for public safety or emergency management.

(3) Each group or entity identified in subsection (2)(b) of this section may recommend an individual from the group or entity for membership on the council.

(4) Members of the Legislative Assembly appointed to the council are nonvoting members and may act in an advisory capacity only.

(5)(a) A majority of the voting members of the council constitutes a quorum for transacting business.

(b) A majority of the voting members of the council must approve the council's official actions.

(6) The council shall elect one of the council's members to serve as chairperson and one member to serve as vice chairperson. The council shall specify in the charter described in ORS 276A.506 (1)(e) a process by which the council selects the chairperson and vice chairperson and the terms of office for the chairperson and vice chairperson.

(7)(a) The term of office for each voting member of the council is four years, but the member serves at the pleasure of the Governor.

(b) Before a voting member's term expires, the Governor shall appoint a successor, whose term begins on January 1 following the Governor's appointment. A voting member is eligible for reappointment.

(c) A nonvoting member's term of office is two years. A nonvoting member is eligible for reappointment.

(d) If a vacancy occurs on the council for any reason, the appointing authority shall make an appointment to become immediately effective and the new member shall serve for the remainder of the term.

(8) The council shall meet at times and places that the chairperson or a majority of the voting members of the council specifies.

(9) Members of the council who are not members of the Legislative Assembly may not receive compensation, but the State Chief Information Officer, at the State Chief Information Officer's discretion, may reimburse council members for actual and necessary travel and other expenses the members incur in performing the members' official duties, in the manner and amounts provided for in ORS 292.495, from funds appropriated to the State Chief Information Officer for carrying out the council's purposes.

(10) All agencies of state government, as defined in ORS 174.111, shall assist the council in performing the council's duties and, to the extent permitted by laws relating to confidentiality, shall furnish information and advice the council considers necessary to perform the council's duties.

**SECTION 7.** ORS 276A.506 is amended to read:

276A.506. (1) The Oregon Geographic Information Council has the exclusive power to:

(a) Serve as the statewide governing body for sharing and managing geospatial framework data that public bodies share under ORS 276A.500 to 276A.515;

(b) Develop and update every four years a strategic plan to manage geospatial framework data that aligns as closely as possible with the Enterprise Information Resources Management Strategy described in ORS 276A.203 and oversee the implementation of the plan;

(c) Adopt, in consultation with the State Chief Information Officer, rules, policies and standards that identify geospatial framework data that public bodies must share and that specify how frequently public bodies must share the geospatial framework data;

(d) Recommend an allocation of responsibilities among public bodies for collecting, using, managing, sharing and maintaining geospatial framework data and devise and recommend terms under which public bodies share geospatial framework data;

(e) Adopt charters, rules, policies and procedures for carrying out the council's purposes under ORS 276A.503;

(f) Establish subcommittees, work groups and other bodies or methods of organization that the council deems necessary to carry out the council's purposes under ORS 276A.503; and

(g) Establish and appoint members to advisory committees for the purposes described in subsection (3) of this section.

(2) The Oregon Geographic Information Council shall:

(a) Lead and coordinate efforts to accumulate, disseminate, analyze and manage geographic information, including efforts that:

(A) Provide a statewide forum for discussing and resolving issues related to geographic information management;

(B) Develop and maintain partnerships for managing geographic information among public bodies; and

(C) Identify best practices for managing geographic information and geographic information systems and determine whether and how to apply the best practices within this state.

(b) Recommend laws, rules, policies and strategies for improving geographic information collection, dissemination, analysis and management to the Legislative Assembly, the United States Congress, public bodies and other individuals and entities.

(c) Develop and submit each biennium to the State Chief Information Officer for approval a plan and a budget for collecting, using, managing, sharing and maintaining geospatial framework data and for maintaining a geospatial data library within the [*office of the State Chief Information Officer*] **office of Enterprise Information Services**.

(d) Work with public bodies to:

(A) Coordinate the activities of public bodies that relate to collecting, using, managing, sharing and maintaining geospatial framework data;

(B) Develop strategies to improve geospatial framework data sharing, to reduce duplication of effort and to improve the coordination described in subparagraph (A) of this paragraph;

(C) Identify the types, categories, forms and other classifications of geospatial framework data that public bodies, private entities and the public need;

(D) Disseminate information about projects that various public bodies are undertaking with respect to geospatial framework data and other geographic information;

(E) Invite participation in developing, reviewing and updating the strategic plan described in subsection (1)(b) of this section;

(F) Recommend legislation to enhance geospatial framework data management and sharing among public bodies; and

(G) Recommend to the Legislative Assembly strategies for eliminating the fees that public bodies charge to other public bodies for geospatial framework data under ORS 190.050 or 192.324.

(e) Review periodically plans, grant proposals and budget requests that public bodies make for the purpose of digital mapping and identify opportunities for collaboration and shared investment that reduce unnecessary duplication of effort.

(f) Report on the plan described in paragraph (c) of this subsection and the council's other activities to the State Chief Information Officer, the Governor and the Joint Legislative Committee on Information Management and Technology on or before March 1 of each odd-numbered year.

(3)(a) The council may establish an advisory committee for any purpose, and, subject to paragraph (b) of this subsection, membership on an advisory committee is open to any person.

(b) If the council establishes one or more advisory committees for the purpose of advising the council concerning the development, collection, sharing or aggregation of geospatial framework data, the council shall establish each advisory committee with reference to the committee members' expertise or ability to advise the council concerning a particular category of geospatial framework data.

(c) Each advisory committee the council establishes under paragraph (b) of this subsection shall:

(A) Identify particular geospatial framework data that public bodies should share;

(B) Recommend a schedule for sharing the geospatial framework data that the committee identifies in subparagraph (A) of this paragraph;

(C) Recommend processes, work flow, procedures and necessary funding for collecting, using, managing, sharing and maintaining geospatial framework data; and

(D)(i) Recommend and coordinate recommendations from other sources for data formats, security standards and other standards for collecting, storing, transferring, maintaining and managing geospatial framework data;

(ii) Submit the recommendations to the council and the State Chief Information Officer; and

(iii) Update and revise the recommendations periodically to account for new circumstances.

(d) Members of an advisory committee may not receive compensation, but the State Chief Information Officer, at the State Chief Information Officer's discretion, may reimburse members of an advisory committee for actual and necessary travel and other expenses the members incur in performing the members' duties, in the manner and amounts provided for in ORS 292.495, from funds appropriated to the State Chief Information Officer for the carrying out the council's purposes.

**SECTION 8.** ORS 276A.515 is amended to read:

276A.515. (1) The State Chief Information Officer shall establish and appoint an individual as a state geographic information officer to fill a full-time equivalent position that manages and oversees the daily operations of the [*office of the State Chief Information Officer*] **office of Enterprise Information Services** that concern or are related to geographic information and geospatial framework data.

(2) The individual that the State Chief Information Officer appoints under subsection (1) of this section must be, by training and experience, well qualified for and capable of performing the following duties:

(a) Serving as the State Chief Information Officer's principal advisor concerning geographic information systems, geospatial framework data and other programs and issues that concern geographic information;

(b) Communicating and coordinating with tribal, regional and local governments in this state, state agencies, the federal government and other public bodies on issues that concern geospatial framework data and sharing geospatial framework data;

(c) Serving as the State Chief Information Officer's representative on the Oregon Geographic Information Council;

(d) Taking a leading role in coordinating the council's development and maintenance of the strategic plan described in ORS 276A.506 (1)(b), in overseeing the implementation of the plan and in conducting the council's activities, as described in ORS 276A.503 and 276A.506;

(e) Taking responsibility for and directing the efforts described in ORS 276A.509 (4);

(f) Coordinating with the Federal Geographic Data Committee, the United States Geological Survey and other federal agencies in developing geospatial framework data in this state;

(g) Serving as the State Chief Information Officer's liaison for existing or proposed federal programs that relate to creating or maintaining geospatial framework data in this state;

(h) Representing the state on the National States Geographic Information Council and in local, regional and national programs and efforts that are related to geographic information systems and managing geographic information;

(i) Overseeing compliance with rules adopted and policies, standards and plans established by the State Chief Information Officer or the Oregon Geographic Information Council with respect to geographic framework data and geographic information systems;

(j) Consulting and collaborating with, supporting and providing services to public bodies and other stakeholders on projects that are related to geospatial framework data or other geographic information;

(k) Leading development and deployment for, and overseeing the continuing operation, maintenance, support and enhancement of, the geospatial data library described in ORS 276A.506 (2)(c) on behalf of public bodies in this state; and

(L) Performing other duties that the State Chief Information Officer specifies.

**SECTION 9.** ORS 403.450 is amended to read:

403.450. (1) The State Interoperability Executive Council is created under the State Chief Information Officer to be the statewide interoperability governing body serving as the primary steering group for the Oregon Statewide Communication Interoperability Plan. The membership of the council consists of:

(a) Two members from the Legislative Assembly, as follows:

(A) The President of the Senate shall appoint one member from the Senate with an interest in public safety communications infrastructure; and

(B) The Speaker of the House of Representatives shall appoint one member from the House of Representatives with an interest in public safety and emergency communications infrastructure.

(b) The following members appointed by the Governor:

(A) One member from the Department of State Police;

(B) One member from the Office of Emergency Management;

(C) One member from the State Forestry Department;

(D) One member from the Department of Corrections;

(E) One member from the Department of Transportation;

(F) One member from the *[office of the State Chief Information Officer]* **office of Enterprise Information Services;**

(G) One member from the Oregon Health Authority;

(H) One member from the Oregon Military Department;

(I) One member from the Department of Public Safety Standards and Training;

(J) One member from the Oregon Broadband Advisory Council;

(K) One member of an Indian tribe as defined in ORS 97.740 or a designee of an Indian tribe; and

(L) One member of the public.

(c) The following members appointed by the Governor with the concurrence of the President of the Senate and the Speaker of the House of Representatives:

(A) One member from the Oregon Fire Chiefs Association;

(B) One member from the Oregon Association Chiefs of Police;

(C) One member from the Oregon State Sheriffs' Association;

(D) One member from the Association of Oregon Counties;

(E) One member from the League of Oregon Cities;

(F) One member from the Special Districts Association of Oregon;

(G) One member who is an information technology officer of an Oregon city;

(H) One member who is an information technology officer of an Oregon county;

(I) One member who represents a nonprofit professional organization interested in the enhancement of public safety communications systems; and

(J) One member of the public who works or resides in Federal Communications Commission Region 35.

(2) Each agency or organization identified in subsection (1)(b)(A) to (J) and (1)(c)(A) to (H) of this section shall recommend an individual from the agency or organization for membership on the council.

(3) Members of the council are not entitled to compensation, but in the discretion of the State Chief Information Officer may be reimbursed from funds available to the [office of the State Chief Information Officer] **office of Enterprise Information Services** for actual and necessary travel and other expenses the members incur in performing the members' official duties in the manner and amount provided in ORS 292.495.

(4) Members of the Legislative Assembly appointed to the council are nonvoting members and may act in an advisory capacity only.

**SECTION 10. (1) The amendments to ORS 276A.203, 276A.253, 276A.323, 276A.326, 276A.335, 276A.503, 276A.506, 276A.515 and 403.450 by sections 1 to 9 of this 2021 Act are intended to change the name of the "office of the State Chief Information Officer" to the "office of Enterprise Information Services."**

**(2) For the purpose of harmonizing and clarifying statutory law, the Legislative Counsel may substitute for words designating the "office of the State Chief Information Officer," wherever they occur in statutory law, other words designating the "office of Enterprise Information Services."**

**(3) References in the rules of the office of the State Chief Information Officer or the Department of Administrative Services to the "office of the State Chief Information Officer" or an officer or employee of the "office of the State Chief Information Officer" are considered to be references to the "office of Enterprise Information Services" or an officer or employee of the "office of Enterprise Information Services."**

Passed by Senate April 12, 2021

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Lori L. Brocker, Secretary of Senate

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Peter Courtney, President of Senate

Passed by House April 28, 2021

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Tina Kotek, Speaker of House

Received by Governor:

.....M.,....., 2021

Approved:

.....M.,....., 2021

.....  
Kate Brown, Governor

Filed in Office of Secretary of State:

.....M.,....., 2021

.....  
Shemia Fagan, Secretary of State