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SENATE BILL NO. 892

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the Senate Committee on Finance
on February 5, 2009)

(Patron Prior to Substitute—Senator McDougle)

A BILL to amend and reenact § 2.2-2008 of the Code of Virginia, and to amend the Code of Virginia by adding a section numbered 2.2-1509.3, relating to approval of the development of certain major information technology projects.

Be it enacted by the General Assembly of Virginia:

1. That § 2.2-2008 of the Code of Virginia is amended and reenacted, and that the Code of Virginia is amended by adding a section numbered 2.2-1509.1 as follows:

§ 2.2-1509.3. Budget bill to include appropriations for major information technology projects.

A. For purposes of this section:

"Major information technology project" means the same as that term is defined in § 2.2-2006.

"Major information technology project funding" means an estimate of each funding source for a major information technology project for the duration of the project.

B. In "The Budget Bill" submitted pursuant to § 2.2-1509, the Governor shall provide for the funding of major information technology projects, as specified herein. Such funding recommendations shall be for major information technology projects that have or are pending project development approval as defined by § 2.2-2019 or procurement approval as defined by § 2.2-2020.

The Governor shall include in "The Budget Bill" submitted pursuant to § 2.2-1509 a biennial appropriation for major information technology projects and the following information for each such project:

1. A brief statement explaining the project, the Information Technology Investment Board's ranking and recommendations on the project as required by § 2.2-2458, an explanation, if necessary, if the Governor informed the Chief Information Officer that an emergency existed as set forth in § 2.2-2008, and the anticipated duration of the project;

2. A brief explanation of the inclusion of any project in the budget bill that has not undergone review and approval by the Information Technology Investment Board as required by § 2.2-2458;

3. Total estimated project costs, as defined by the Commonwealth's Project Management Guidelines, including the amount of the agency's or institution's operating appropriation, which will support the project, and long-term contract cost beyond the biennium;

4. Costs incurred to date, as defined by the Commonwealth's Project Management Guidelines, which includes both the project planning cost and internal operating costs to support the project;

5. Recommendations or comments of the Public-Private Partnership Advisory Commission, if the project is part of a proposal under the Public-Private Education Facilities and Infrastructure Act of 2002 (§ 56-575.1 et seq.); and

6. The Information Technology Investment Board's assessment of the project and the status as of the date of the budget bill submission to the General Assembly.

C. The Information Technology Investment Board shall immediately notify each member of the Senate Finance Committee and the House Appropriations Committee of any Board decision to terminate in accordance with § 2.2-2458 any major information technology project in the budget bill. Such communication shall include the Information Technology Investment Board's reason for such termination.

§ 2.2-2008. Additional duties of the CIO relating to project management.

The CIO shall have the following duties relating to the management of information technology projects:

1. Develop an approval process for proposed major information technology projects by state agencies to ensure that all such projects conform to the statewide information management plan and the information management plans of agencies and public institutions of higher education.

2. Establish a methodology for conceiving, planning, scheduling and providing appropriate oversight for information technology projects including a process for approving the planning, development and procurement of information technology projects. Such methodology shall include guidelines for the establishment of appropriate oversight for information technology projects.

3. Establish minimum qualifications and training standards for project managers.

4. Review and approve all procurement solicitations involving major information technology projects.

5. Direct the development of any statewide or multiagency enterprise project.

6. Develop and update a project management methodology to be used by agencies in the development of information technology.

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60 7. Establish an information clearinghouse that identifies best practices and new developments and
61 contains detailed information regarding the Commonwealth's previous experiences with the development
62 of major information technology projects.

63 8. *Obtain from the Secretary of Technology and Secretary of Finance certification that adequate*
64 *funding exists for a major information technology project as defined in § 2.2-2006 prior to*
65 *recommending any major information technology project to the Information Technology Investment*
66 *Board for project planning as set forth in § 2.2-2018. In addition, prior to proceeding with the*
67 *development of a major information technology project pursuant to § 2.2-2019 or the procurement of*
68 *any major information technology project pursuant to § 2.2-2020, the CIO shall determine that the*
69 *funding for such project has been included in the budget bill in accordance with § 2.2-1509.3.*
70 *Notwithstanding the provisions of this subdivision, upon determination by the Governor that an*
71 *emergency exists and a major information technology project is necessary to address the emergency, the*
72 *CIO shall refer such project directly to the Information Technology Investment Board.*