

## Department of Planning and Budget 2016 Fiscal Impact Statement

**1. Bill Number:** HB509

<b>House of Origin</b>	<input checked="" type="checkbox"/> Introduced	<input type="checkbox"/> Substitute	<input type="checkbox"/> Engrossed
<b>Second House</b>	<input type="checkbox"/> In Committee	<input type="checkbox"/> Substitute	<input type="checkbox"/> Enrolled

**2. Patron:** Boysko

**3. Committee:** Science and Technology

**4. Title:** Security of government information; creation of the position of Chief Information Security Officer.

**5. Summary:** Codifies the position of the Chief Information Security Officer of the Commonwealth (CISO). Under this legislation, the CISO is appointed by the Governor and is a full-time, classified position who reports to the Chief Information Officer (CIO) of the Commonwealth. The bill transfers responsibilities for the security of government information and applications in the Commonwealth, including assessing security risks, adopting security measures, and overseeing regular audits of government-held electronic information from the CIO to the CISO.

**6. Budget Amendment Necessary:** No.

**7. Fiscal Impact Estimates:** No state fiscal impact, see item 8.

**8. Fiscal Implications:** This legislation codifies the position of Chief Information Security Officer of the Commonwealth (CISO) in the *Code of Virginia*. The Virginia Information Technologies Agency (VITA) currently employs a full-time, classified staff member who is designated as the Chief Information Security Officer of the Commonwealth. Codifying an existing position does not create a state fiscal impact. Additionally, this legislation does not create any new responsibilities for state information technology security. Existing responsibilities of the Chief Information Officer of the Commonwealth (CIO) are transferred to the CISO. The transfer of duties does not create a state fiscal impact.

**9. Specific Agency or Political Subdivisions Affected:** Virginia Information Technologies Agency

**10. Technical Amendment Necessary:** Line 229 of the bill states that “the Governor shall appoint a Chief Information Security Officer of the Commonwealth.” Later, line 231 of the bill states that “The CISO shall be a full-time, classified employee and report to the CIO.” These two clauses may be in conflict as typically employees are either appointed or hired as classified staff. The two classifications have different administrative procedures applied to them, including differences in hiring procedures, retirement and leave programs, and

employee dismissal grievance procedures. Recommend that the bill be amended to specify whether the CISO is intended to be an appointee or a classified employee.

**11. Other Comments:** None.

C: Secretary of Technology

Date: January 15, 2016

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