

ACT 140

S.B. NO. 2516

A Bill for an Act Relating to the Department of Accounting and General Services.

Be It Enacted by the Legislature of the State of Hawaii:

SECTION 1. Section 26-6, Hawaii Revised Statutes, is amended by amending subsection (b) to read as follows:

“(b) The department shall:

- (1) Preaudit and conduct after-the-fact audits of the financial accounts of all state departments to determine the legality of expenditures and the accuracy of accounts;
- (2) Report to the governor and to each regular session of the legislature as to the finances of each department of the State;
- (3) Administer the state risk management program;
- (4) Establish and manage motor pools;
- (5) Manage the preservation and disposal of all records of the State;
- (6) Undertake the program of centralized engineering and office leasing services, including operation and maintenance and lease buy-back processing pursuant to subsection (d) of public buildings, for departments of the State;
- (7) Undertake the functions of the state surveyor;
- (8) Establish accounting and internal control systems;
- (9) ~~[Under the direction of the chief information officer, provide]~~ Provide centralized computer information management and processing services[;] through the chief information officer;
- (10) Establish a program to provide a means for public access to public information and develop an information network for state government;
- (11) Assume administrative responsibility for the office of information practices; and
- (12) Approve state fleet acquisitions; provided that:
 - (A) Beginning January 1, 2022, all new light-duty motor vehicles that are passenger cars purchased for the State’s fleet shall be zero-emission vehicles;
 - (B) Beginning as soon as practicable but no later than January 1, 2030, all new light-duty motor vehicles that are multipurpose passenger vehicles and trucks for the State’s fleet shall be zero-emission vehicles; and
 - (C) The comptroller may authorize an exemption for new fleet vehicle purchases if zero-emission vehicles are demonstrated to

be cost-prohibitive on a lifecycle basis or unsuitable for the vehicles' planned purpose, or if funds are unavailable.

For the purposes of this subsection:

"Light-duty motor vehicle" ~~[shall have]~~ has the same meaning as ~~[contained]~~ defined in title 10 Code of Federal Regulations part 490.

"Multipurpose passenger vehicle" ~~[shall have]~~ has the same meaning as ~~[contained]~~ defined in title 49 Code of Federal Regulations section 571.3.

"Passenger car" ~~[shall have]~~ has the same meaning as ~~[contained]~~ defined in title 49 Code of Federal Regulations section 571.3.

"Truck" ~~[shall have]~~ has the same meaning as ~~[contained]~~ defined in title 49 Code of Federal Regulations section 571.3.

"Zero-emission vehicle" ~~[shall have]~~ has the same meaning as ~~[contained]~~ specified in title 40 Code of Federal Regulations section ~~[88.102-94.]~~ 88.1."

SECTION 2. Section 27-43, Hawaii Revised Statutes, is amended to read as follows:

"§27-43 Office of enterprise technology services; chief information officer; information technology steering committee; establishment; responsibilities.

(a) There is established within the department of accounting and general services the office of enterprise technology services, which shall be headed by a full-time chief information officer to organize, manage, and oversee statewide information technology governance. The chief information officer shall be appointed by the governor as provided in section 26-34. The chief information officer shall report ~~[directly]~~ to the ~~[governor]~~ comptroller and shall:

- (1) Develop, implement, and manage statewide information technology governance;
- (2) Develop, implement, and manage the state information technology strategic plans;
- (3) Develop and implement statewide technology standards;
- (4) Work with each executive branch department and agency to develop and maintain its respective multi-year information technology strategic and tactical plans and road maps that are part of the State's overall information technology strategic plans, road maps, and directions;
- (5) Coordinate each executive branch department and agency's information technology budget request, forecast, and procurement purchase to ensure compliance with the department or agency's strategic plan and road map and with the office of enterprise technology services' information technology governance processes and enterprise architecture policies and standards, including policies and standards for systems, services, hardware, software, and security management;
- (6) Report annually to the governor and the legislature on the status and implementation of the state information technology strategic plan;
- (7) Update the state information technology strategic plan every four years;
- (8) Perform other necessary or desirable functions to facilitate the intent of this section;
- (9) Employ persons exempt from chapters 76 and 89;
- (10) Provide centralized computer information management and processing services, coordination in the use of all information processing equipment, software, facilities, and services in the executive branch of the State, and consultation and support services in the use of information processing and management technologies to improve

the efficiency, effectiveness, and productivity of state government programs;

- (11) Establish, coordinate, and manage a program to provide a means for public access to public information and develop and operate an information network in conjunction with overall plans for establishing a communication backbone for state government; and
- (12) Adopt rules, pursuant to chapter 91, necessary for the purposes of this part.

(b) The salary of the chief information officer shall be established by the governor.

~~[(b)]~~ (c) There is established an information technology steering committee to assist the chief information officer in developing the State's information technology standards and policies, including but not limited to:

- (1) Assisting the chief information officer in developing and implementing the state information technology strategic plans;
- (2) Assessing executive branch departments' progress in meeting the objectives defined in the state information technology strategic plans and identifying best practices for shared or consolidated services;
- (3) Ensuring technology projects are selected based on their potential impact and risk to the State, as well as their strategic value;
- (4) Ensuring that executive branch departments maintain sufficient tools to assess the value and benefits of technology initiatives;
- (5) Assisting the chief information officer in developing state information technology standards and policies; and
- (6) Clarifying the roles, responsibilities, and authority of the office of enterprise technology services, specifically as it relates to its state-wide duties.

The information technology steering committee shall consist of thirteen members, with four members to be appointed by the senate president, four members to be appointed by the speaker of the house of representatives, one member to be appointed by the chief justice, one member to be appointed by the governor, one member to be appointed by the superintendent of education, and one member to be appointed by the president of the ~~[University]~~ university of Hawaii, and may include representatives from executive branch departments, the legislature, and private individuals. The chief information officer shall serve as an ex officio member and as the chair of the committee. The committee shall select a vice chair from among its members. Each member shall be appointed for four-year terms; provided that each member shall hold office until reappointed by the member's respective appointing authority at the end of the member's term or until the member's successor is appointed.

~~[(e)]~~ (d) There is established within the department of accounting and general services a special fund to be known as the shared services technology special fund to be administered and expended by the chief information officer for the purposes of this subsection. Three per cent of the receipts collected from special funds pursuant to section 36-27 shall be deposited into the shared services technology special fund. Any law to the contrary notwithstanding, the moneys in the fund shall be used to fund the operations of the chief information officer and the information technology steering committee, including the employment and training of staff and any other activities deemed necessary by the chief information officer to carry out the purposes of this section.

~~[(d)]~~ (e) The chief information officer and the comptroller may raise funds to defray administrative costs and may accept donations of money and personal property on behalf of the information technology steering committee; provided that all donations accepted from private sources shall be expended in

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the manner prescribed by the contributor, and all moneys received shall be deposited into the information technology trust account. The chief information officer may also directly receive donated personal services and personal property for which funding is not required.

~~[(e)]~~ (f) The chief information officer shall present an annual report of the office of enterprise technology services to the information technology steering committee for public comment and shall thereafter, but no later than twenty days prior to the convening of each regular session of the legislature, submit the annual report to the governor and legislature. The annual report shall include updates on the activities and programs under the authority of the chief information officer and the information technology steering committee, and the expenditures of all moneys received from all sources and deposited into the information technology trust account and the shared services technology special fund.

~~[(f)]~~ (g) The chief information officer shall submit the updated state information technology strategic plan, revised pursuant to subsection (a)(7), to the governor and the legislature no later than twenty days prior to the convening of every fourth regular session of the legislature; provided that the chief information officer shall submit the first updated state information technology strategic plan to the governor and the legislature no later than twenty days prior to the convening of the regular session of 2021.”

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act shall take effect upon its approval.

(Approved July 1, 2024.)