

Sixty-third  
Legislative Assembly  
of North Dakota

## ENGROSSED SENATE BILL NO. 2034

Introduced by

Legislative Management

(Information Technology Committee)

1 A BILL for an Act to create and enact a new section to chapter 54-59 of the North Dakota  
2 Century Code, relating to information technology projects and the creation of executive steering  
3 committees for information technology projects.

4 **BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:**

5 **SECTION 1.** A new section to chapter 54-59 of the North Dakota Century Code is created  
6 and enacted as follows:

7 **Major information technology projects - Appointment of executive steering**  
8 **committees.**

- 9 1. An executive branch state agency, excluding institutions under the control of the state  
10 board of higher education, proposing to conduct a major information technology  
11 project as described in subsection 10 of section 54-35-15.2, the department, and the  
12 office of management and budget, in consultation with the attorney general, shall  
13 collaborate on the procurement, contract negotiation, and contract administration of  
14 the project. The agency, the department, and the office of management and budget, in  
15 consultation with the attorney general, shall approve the solicitation, contract, or  
16 agreement, and any amendments relating to the project before submission to the  
17 executive steering committee as provided in subsection 3.
- 18 2. The procurement officer and primary project manager for a major information  
19 technology project must meet the qualifications established by the department and the  
20 office of management and budget.
- 21 3. An executive steering committee must be appointed to oversee each major  
22 information technology project. The agency project sponsor shall serve as chairman of  
23 the committee. The executive steering committee must consist of the director of the  
24 office of management and budget or a designee of the director, the chief information

- 1           officer or a designee of the officer, the head of the agency contracting for the project or  
2           a designee, the project sponsor, and a large project oversight analyst designated by  
3           the chief information officer. The executive steering committee shall monitor the overall  
4           status of the project and review project decisions, including negotiation and execution  
5           of contracts, approval of project budgets, implementation of project schedules,  
6           assessment of project quality, and consideration of scope changes. Any project  
7           decision declared by a member of the committee to be a major project decision  
8           requires at least four affirmative votes.
- 9           4. An agreement or contract, including an amendment, revision, or scope change, for a  
10           major information technology project may not be entered unless signed by the head of  
11           the contracting agency or a designee and the chief information officer or a designee of  
12           the officer.